



# *The Journal* OF THE *House of Representatives*

Number 15

Wednesday, April 19, 2006

The House was called to order by the Speaker at 11:00 a.m.

## Prayer

The following prayer was offered by the Reverend Dr. L. Ronald Durham of Greater Friendship Baptist Church of Daytona Beach, upon invitation of Rep. Cusack:

Almighty God, Your presence surrounds us, Your love affirms us, Your strength sustains us, Your courage empowers us, Your guidance directs us, and Your joy uplifts us. Thank You for the privilege of serving You through the Florida State Legislature. Give us renewed conviction daily to serve You with honesty, integrity, and a forthright spirit.

As You have appointed us to positions of responsibility, we acknowledge You as the source of our supply each hour of this day. You are the source of our vision, hope, and perseverance. We commit this day to You, Lord, expectantly seeking Your intervention and inspiration. Bless these legislators and all those who work with them and for them. Remind us that we are working for You and for Your best for the state of Florida.

The day stretches out before us, filled with debate, deliberations, and decisions You have assigned this governmental institution to consider. Give us the calm reassurance that You are with us and will replenish our reserves. You have promised never to leave us, nor forsake us. Grant that each legislator will sense Your wisdom, Your creative insight, Your inventive solutions, and act according to Your design.

Fill this Chamber with Your spirit, Lord; and if we sometimes find ourselves coldly indifferent to Your will and Your way, please, Lord, never dismiss us from Your presence. Give us authority, but hold us accountable that the citizens of Florida will continue to enjoy the privilege of being one nation under Your providential care and protection. May Your awesome assurance steady our course and fill our sails with the wind of Your power. You are the Lord of our land. Amen.

The following members were recorded present:

Session Vote Sequence: 759

Speaker Bense in the Chair.

|          |                     |             |         |
|----------|---------------------|-------------|---------|
| Adams    | Attkisson           | Benson      | Brutus  |
| Allen    | Ausley              | Berfield    | Bucher  |
| Altman   | Barreiro            | Bilirakis   | Bullard |
| Ambler   | Baxley              | Bogdanoff   | Cannon  |
| Anderson | Bean                | Bowen       | Carroll |
| Antone   | Bendross-Mindingall | Brandenburg | Clarke  |
| Arza     | Bense               | Brummer     | Coley   |

|            |               |            |          |
|------------|---------------|------------|----------|
| Cretul     | Harrell       | Mahon      | Ross     |
| Culp       | Hasner        | Mayfield   | Rubio    |
| Cusack     | Hays          | McInvale   | Russell  |
| Davis, D.  | Henriquez     | Meadows    | Ryan     |
| Davis, M.  | Holloway      | Mealor     | Sands    |
| Dean       | Homan         | Murzin     | Sansom   |
| Detert     | Hukill        | Needelman  | Seiler   |
| Evers      | Jennings      | Negron     | Simmons  |
| Fields     | Johnson       | Patterson  | Slosberg |
| Flores     | Jordan        | Peterman   | Smith    |
| Galvano    | Joyner        | Pickens    | Sobel    |
| Gannon     | Justice       | Planas     | Sorensen |
| Gardiner   | Kendrick      | Poppell    | Stansel  |
| Gelber     | Kottkamp      | Porth      | Stargel  |
| Gibson, A. | Kravitz       | Proctor    | Taylor   |
| Gibson, H. | Kreegel       | Quinones   | Traviesa |
| Glorioso   | Kyle          | Reagan     | Troutman |
| Goldstein  | Legg          | Rice       | Vana     |
| Goodlette  | Littlefield   | Richardson | Waters   |
| Gottlieb   | Llorente      | Rivera     | Williams |
| Grant      | Lopez-Cantera | Robaina    | Zapata   |
| Greenstein | Machek        | Roberson   |          |

A quorum was present.

## Ceremony Honoring Florida's Military History

On motion by Rep. Goodlette, the rules were waived and Rep. Jordan was recognized to approach the well for the Military Appreciation presentation and the privilege of the floor was granted to William C. Coleman, Jr., Joshua Hancock, and other participants in the Military Appreciation program.

The Speaker recognized Rep. Jordan to approach the well where he made brief remarks and the members viewed a video about Florida's military history created by Geoff Simkin and Chaz Goodin.

## Pledge

The members, led by Sergeant William C. Coleman, Jr., former POW, WWII veteran, and Purple Heart recipient, pledged allegiance to the Flag.

Rep. Jordan recognized members from Lincoln High School's NJROTC, who presented Florida military uniforms from 1565 to present day. Following the presentation, the flag and service song of each branch of the United States Armed Forces were presented and those who served in any branch were invited to stand for that branch's song. Additionally, those who had a family member serve in the Armed Forces were asked to stand at the appropriate time.

**Soloist**

Rep. Jordan introduced his grandson, Joshua Hancock, who sang "Happy Birthday U.S.A.," written by Gene Hodges.

**House Physician**

The Speaker introduced Dr. Robert Blackburn of Spring Hill, who served in the Clinic today upon invitation of Rep. Russell.

**Correction of the *Journal***

The *Journal* of April 18 was corrected and approved as corrected.

**Reports of Councils and Standing Committees****Reports of the Rules & Calendar Council**

*The Honorable Allan G. Bense*  
*Speaker, House of Representatives*

April 17, 2006

*Dear Mr. Speaker:*

Your Rules & Calendar Council herewith submits the Special Order for Wednesday, April 19, 2006. Consideration of the House bills on Special Orders shall include the Senate Companion measures on the House Calendar.

I. Consideration of the following bills:

HB 461 - Jordan, Brandenburg, & others  
Motor Vehicle License Plates

SB 1614 - Baker  
Fla. National Guard/License Plates

HB 573 - Bilirakis, Ambler, & others  
Disabled Veterans

HJR 631 CS - Sansom, Adams, & others  
World War II Permanently Disabled Veterans' Discount on Homestead  
Ad Valorem Tax

HB 955 - Proctor, Carroll, & others  
Veterans' Nursing Home of Florida Act

HB 1007 CS - Proctor, Allen, & others  
State Parks

HB 7127 - Military & Veteran Affairs Committee, Jordan, & others  
Disturbance of Assemblies

II. Expedited Local Bill Calendar:

HB 479 CS - Littlefield, Glorioso, & others  
Pasco County

HB 547 - Kreegel  
East County Water Control District, Lee and Hendry Counties

HB 757 - Stargel  
Polk County

HB 847 - Mahon  
City of Jacksonville, Duval County

HB 921 CS - Berfield  
Pinellas County Water and Navigation Control Authority

HB 925 - Anderson  
Pinellas County Tourist Development Council, Pinellas County

HB 927 - Berfield  
Mosquito Control District of Pinellas County

HB 929 - Berfield  
Pinellas County

HB 931 - Farkas  
Pinellas Suncoast Transit Authority, Pinellas County

HB 971 - Sobel  
Broward County

HB 1051 - Domino  
Northern Palm Beach County Improvement District, Palm Beach  
County

HB 1053 - Davis, D.  
City of Jacksonville, Duval County

HB 1081 - Kyle  
Lee County Hyacinth Control District, Lee County

HB 1085 - Traviesa, Ambler, & others  
Hillsborough County School District

HB 1133 - Sorensen  
Key Largo Wastewater Treatment District, Monroe County

HB 1137 CS - Harrell  
Rupert J. Smith Law Library, St. Lucie County

HB 1151 - Davis, M.  
Collier County

HB 1189 - Legg  
Pasco County

HB 1195 - Galvano  
Manatee County

HB 1203 CS - Poppell  
St. Johns Water Control District, Indian River County

HB 1205 CS - Poppell  
Indian River Farms Water Control District, Indian River County

HB 1207 CS - Poppell  
Indian River Mosquito Control District, Indian River County

HB 1303 - Troutman  
Hardee County Economic Development Authority, Hardee County

HB 1355 - Sobel  
City of Lauderhill, Broward County

HB 1375 CS - Reagan  
Manatee County

HB 1399 CS - Davis, M.  
North Naples Fire Control and Rescue District, Collier County

HB 1481 - Dean  
Homosassa Special Water District, Citrus County

HB 1497 - Sobel  
Sunshine Water Control District, Broward County

HB 1585 - Sobel  
Broward County

HB 1633 CS - Cretul  
Alachua County Housing Authority

HB 951 CS - Vana  
Palm Beach County

HB 993 CS - Coley  
City of Southport, Bay County

HB 1127 CS - Sobel  
Broward County

HB 1217 CS - Galvano  
City of Bradenton Beach, Manatee County

HB 1445 CS - Reagan  
West Villages Improvement District, Sarasota County

### III. Consideration of the following Local Bills:

HB 923 - Macheek  
Troup-Indiantown Water Control District, Martin County

HB 1335 - Sorensen  
Monroe County

### IV. Consideration of the following bills:

HB 227 CS - Bilirakis, Berfield, & others  
Personal Needs Allowance

HB 303 CS - Kravitz  
Dart-Firing Stun Guns

HB 919 CS - Grant, Dean, & others  
Law Enforcement Investigations

HB 291 CS - Bean, Arza, & others  
Public School Grading System

HB 7119 CS - PreK-12 Committee, Arza, & others  
Interscholastic Athletics

HB 1299 CS - Sorensen, Russell  
Areas of Critical State Concern

A quorum was present in person, and a majority of those present agreed to the above Report.

Respectfully submitted,  
*J. Dudley Goodlette*, Chair  
Rules & Calendar Council

On motion by Rep. Goodlette, HB 1633, HB 951, HB 993, HB 1127, and HB 1217 were moved from the Expedited Local Bill Calendar to the end of Section III of the Special Order Calendar.

On motion by Rep. Goodlette, the above report was adopted, as amended.

*The Honorable Allan G. Bense*  
*Speaker, Florida House of Representatives*

April 17, 2006

*Dear Mr. Speaker,*

The following report is submitted for the purpose of outlining a procedure for the Expedited Local Bill Calendar, Section II of the Special Order for Wednesday, April 19, 2006.

1. Without objection, a single roll call on all bills will be taken at the Conclusion of the reading of local bills on the Expedited Local Bill Calendar.

Because a "no" vote would be cast against every bill on the local roll call, anyone wishing to vote against a specific bill or bills should do so by filing a Nay Vote – Local bills form with the Clerk. Those forms may be obtained at the Clerk's desk.

Local Calendar in these procedures refers to the section of the Special Order Calendar reserved for the expedited consideration of local bills. Removal of a specific bill from the Local Calendar requires notice by five members received during consideration of the bill. The notice may be presented by a raising of hands or in written form delivered to the Chair of the Council on Rules & Calendar. Any bill dropped will return to the end of the next section of the Special Order Calendar.

### Members should:

- a. Determine the location of their bill on the Local Calendar so prompt response may be made when the Speaker inquires who is moving the bill.
- b. Determine whether there may be a bill that they wish to have temporarily postponed.

2. The Chair will take up each bill as it appears on the Local Calendar. Bill numbers will not appear on the board since House action moves too fast for numbers to be useful.

3. Without separate motions, each local bill will be read twice by caption title and the Chair will announce "Pass the bill on the motion of (bill sponsor)."

4. Floor amendments to a local bill must be accompanied by a local bill amendment form signed by the delegation chair explaining the necessity for the amendment. Any bill with a properly filed amendment accompanied by the aforementioned form offered on the floor will be dropped from the list, and the amendment and the bill will return to the end of the next section of the Special Order calendar.

5. All expedited local bills are immediately certified to the Senate, without motion.

6. Adoption of this procedure shall constitute consent on the part of the House to a blanket motion to waive the Rules between each reading of each bill, and for immediate certification.

A quorum was present in person, and a majority of those present agreed to the above Report.

Sincerely,  
*J. Dudley Goodlette*, Chair  
Rules & Calendar Council

On motion by Rep. Goodlette, the above report was adopted by the required two-thirds vote.

### Motion

On motion by Rep. Goodlette, the House agreed to advance to the order of Special Orders, Section I, to take up the bills on the Special Order Calendar pertaining to Military and Veterans' issues and then revert to the order of Bills and Joint Resolutions on Third Reading.

## Special Orders

### Section I.

**HB 461** was taken up. On motion by Rep. Jordan, SB 1614 was substituted for HB 461. Under Rule 5.14, the House bill was laid on the table.

**SB 1614**—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.0846, F.S.; removing expiration of provisions for

free license plates to active members of the Florida National Guard; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 573**—A bill to be entitled An act relating to disabled veterans; amending s. 295.16, F.S.; expanding exemption from certain fees relating to structural improvements to a disabled veteran's residence; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HJR 631**—A joint resolution proposing an amendment to Section 6 of Article VII of the State Constitution, relating to homestead exemptions from ad valorem taxation, to provide a discount from the amount of ad valorem taxation levied on the homestead of a World War II veteran who meets specified criteria.

The State Administration Council recommended the following:

**HJR 631 CS**—A joint resolution proposing an amendment to Section 6 of Article VII of the State Constitution, relating to homestead exemptions from ad valorem taxation, to provide a discount from the amount of ad valorem taxation levied on the homestead of a World War II veteran who meets specified criteria.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 955** was taken up. On motion by Rep. Proctor, CS for SB 1370 was substituted for HB 955. Under Rule 5.14, the House bill was laid on the table.

**CS for SB 1370**—A bill to be entitled An act relating to the Veterans' Nursing Home of Florida Act; amending s. 296.36, F.S.; authorizing the director of the Department of Veterans' Affairs to waive the residency requirement for admittance to a veterans' nursing home under certain circumstances; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 1007**—A bill to be entitled An act relating to state parks; providing members of the Florida National Guard and certain relatives of such members free entrance to state parks; providing an effective date.

The Military & Veteran Affairs Committee recommended the following:

**HB 1007 CS**—A bill to be entitled An act relating to state parks; providing members of the Florida National Guard and certain relatives of such members free entrance to state parks; requiring presentation of certain identification as a condition for free entrance; providing an effective date.

—was read the second time by title.

Representative Proctor offered the following:

(Amendment Bar Code: 734247)

**Amendment 1**—Between lines 12 and 13 insert:

WHEREAS, the Legislature recognizes the tremendous contributions of the Florida National Guard in their service to our country and the protection of our freedoms, and

WHEREAS, in addition to their overseas and regular military service, the Florida National Guard has been a steadfast force of stability and assistance for Florida's residents in every natural disaster, and

WHEREAS, leaving behind their families, civilian employment, and businesses during times of crisis when the needs and resources of all Floridians were greatly tested, these citizen-soldiers have been at the forefront of statewide emergency and rescue efforts, volunteering their tireless response to floods, tornadoes, hurricanes, and severe storms, and

WHEREAS, when at home, the honorable men and women serving our state should be encouraged to relax and spend time with their families and to enjoy their well-deserved respite from their many commitments and duties, and

WHEREAS, with the intent of showing our great pride and respect for the men and women of our National Guard and to return some token of our debt to these heroes, NOW, THEREFORE,

Rep. Proctor moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

**HB 7127**—A bill to be entitled An act relating to the disturbance of assemblies; amending s. 871.01, F.S.; providing a penalty for willfully interrupting or disturbing an assembly of people met for the purpose of acknowledging the death of an individual with a military funeral honors detail; reenacting s. 871.02, F.S., relating to indictments or informations for disturbing assembly, for the purpose of incorporating the amendment to s. 871.01, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Rep. Jordan, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 760

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Sobel      |
| Brandenburg         | Goldstein  | McInvale      | Sorensen   |
| Brown               | Goodlette  | Meadows       | Stansel    |
| Brummer             | Gottlieb   | Mealor        | Stargel    |
| Brutus              | Grant      | Murzin        | Taylor     |
| Bucher              | Greenstein | Needelman     | Traviesa   |
| Bullard             | Grimsley   | Negron        | Troutman   |
| Cannon              | Harrell    | Patterson     | Vana       |
| Carroll             | Hasner     | Peterman      | Waters     |
| Clarke              | Hays       | Pickens       | Williams   |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

So the bill passed and was certified to the Senate.

## Motions Relating to Council and Committee References

On motion by Rep. Goodlette, by the required two-thirds vote, HB 495 was withdrawn from the Criminal Justice Committee and remains referred to the Justice Council.

## Bills and Joint Resolutions on Third Reading

On motion by Rep. Farkas, consideration of **HB 73** was temporarily postponed.

**HB 567**—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; requiring notaries public to provide services without charge to certain persons; creating s. 117.071, F.S.; requiring notaries public to maintain a journal and to record notarial acts; providing an exception; providing requirements for journal entries; requiring retention of the journal for a specified period after the last entry and requiring certain notice upon failure to do so; providing that failure to comply with such requirements may constitute grounds for suspension or nonrenewal of the notary public commission by the Executive Office of the Governor; amending s. 117.10, F.S.; providing an exemption for certain law enforcement officers; providing an effective date.

—was read the third time by title.

Representative Seiler offered the following:

(Amendment Bar Code: 212969)

**Amendment 2**—Remove line 52 and insert:

4. The signer's printed name and signature; and, in the case of a journal maintained in a computer or other electronic storage device, the notary may retain an original signature or copy of the signature.

Rep. Seiler moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 567. The vote was:

Session Vote Sequence: 761

Speaker Bense in the Chair.

Yeas—116

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Cannon     | Goodlette     | Mayfield   |
| Allen               | Carroll    | Gottlieb      | McInvale   |
| Altman              | Clarke     | Grant         | Meadows    |
| Ambler              | Coley      | Greenstein    | Mealor     |
| Anderson            | Cretul     | Grimsley      | Murzin     |
| Antone              | Culp       | Harrell       | Needelman  |
| Arza                | Cusack     | Hasner        | Negron     |
| Attkisson           | Davis, D.  | Hays          | Patterson  |
| Ausley              | Davis, M.  | Henriquez     | Peterman   |
| Barreiro            | Dean       | Holloway      | Pickens    |
| Baxley              | Detert     | Homan         | Planas     |
| Bean                | Domino     | Jennings      | Poppell    |
| Bendross-Mindingall | Evers      | Johnson       | Porth      |
| Bense               | Farkas     | Jordan        | Proctor    |
| Benson              | Fields     | Joyner        | Quinones   |
| Berfield            | Flores     | Kottkamp      | Reagan     |
| Bilirakis           | Galvano    | Kravitz       | Rice       |
| Bogdanoff           | Gannon     | Kreegel       | Richardson |
| Bowen               | Garcia     | Kyle          | Rivera     |
| Brandenburg         | Gardiner   | Legg          | Robaina    |
| Brown               | Gelber     | Littlefield   | Roberson   |
| Brummer             | Gibson, A. | Llorente      | Ross       |
| Brutus              | Gibson, H. | Lopez-Cantera | Rubio      |
| Bucher              | Glorioso   | Machek        | Russell    |
| Bullard             | Goldstein  | Mahon         | Ryan       |

Sands  
Sansom  
Seiler  
Simmons

Slosberg  
Sobel  
Sorensen  
Stansel

Stargel  
Taylor  
Traviesa  
Troutman

Vana  
Waters  
Williams  
Zapata

Nays—3

Hukill

Justice

Kendrick

Votes after roll call:

Yeas—Smith

So the bill passed, as amended, and was certified to the Senate after engrossment.

**HB 113**—A bill to be entitled An act relating to judges; amending s. 26.031, F.S.; revising the number of circuit court judges in certain circuits; amending s. 34.022, F.S.; revising the number of county court judges in certain counties; amending s. 35.06, F.S.; revising the number of appellate court judges in certain appellate districts; providing appropriations and authorizing positions; providing effective dates.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 762

Speaker Bense in the Chair.

Yeas—118

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Cusack     | Hukill        | Proctor    |
| Allen               | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Sobel      |
| Brandenburg         | Goldstein  | McInvale      | Sorensen   |
| Brown               | Goodlette  | Meadows       | Stansel    |
| Brummer             | Gottlieb   | Mealor        | Stargel    |
| Brutus              | Grant      | Murzin        | Taylor     |
| Bucher              | Greenstein | Needelman     | Traviesa   |
| Bullard             | Grimsley   | Negron        | Troutman   |
| Cannon              | Harrell    | Patterson     | Vana       |
| Carroll             | Hasner     | Peterman      | Waters     |
| Clarke              | Hays       | Pickens       | Williams   |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |
| Culp                | Homan      | Porth         |            |

Nays—1

Altman

Votes after roll call:

Yeas—Smith

Nays to Yeas—Altman

### Explanation of Vote for Sequence Number 762

I corrected the vote from nay to yea after role call because I hit the nay vote button in error. The vote board closed just before I corrected the vote.

*Rep. Thad Altman—District 30*

So the bill passed, as amended, and was certified to the Senate.

**HB 705**—A bill to be entitled An act relating to surplus state lands; amending s. 253.034, F.S.; providing for reconveyance of certain state lands to certain fair associations at no cost under certain circumstances; authorizing certain agencies to remove certain improvements, fixtures, goods, wares, and merchandise from such lands within a time certain after reconveyance; providing for expiration; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 763

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Sobel      |
| Brandenburg         | Goldstein  | McInvale      | Sorensen   |
| Brown               | Goodlette  | Meadows       | Stansel    |
| Brummer             | Gottlieb   | Mealor        | Stargel    |
| Brutus              | Grant      | Murzin        | Taylor     |
| Bucher              | Greenstein | Needelman     | Traviesa   |
| Bullard             | Grimsley   | Negron        | Troutman   |
| Cannon              | Harrell    | Patterson     | Vana       |
| Carroll             | Hasner     | Peterman      | Waters     |
| Clarke              | Hays       | Pickens       | Williams   |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Smith

So the bill passed, as amended, and was certified to the Senate.

**HB 641**—A bill to be entitled An act relating to animal service providers; amending s. 474.203, F.S.; providing that ch. 474, F.S., relating to veterinary medical practice, does not apply to a part-time worker or an independent contractor who is hired by an owner to provide certain services; providing for retroactive effect; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 764

Speaker Bense in the Chair.

Yeas—120

|          |                     |             |         |
|----------|---------------------|-------------|---------|
| Adams    | Attkisson           | Benson      | Brummer |
| Allen    | Ausley              | Berfield    | Brutus  |
| Altman   | Barreiro            | Bilirakis   | Bucher  |
| Ambler   | Baxley              | Bogdanoff   | Bullard |
| Anderson | Bean                | Bowen       | Cannon  |
| Antone   | Bendross-Mindingall | Brandenburg | Carroll |
| Arza     | Bense               | Brown       | Clarke  |

|            |             |               |          |
|------------|-------------|---------------|----------|
| Coley      | Gottlieb    | Llorente      | Robaina  |
| Cretul     | Grant       | Lopez-Cantera | Roberson |
| Culp       | Greenstein  | Machek        | Ross     |
| Cusack     | Grimsley    | Mahon         | Rubio    |
| Davis, D.  | Harrell     | Mayfield      | Russell  |
| Davis, M.  | Hasner      | McInvale      | Ryan     |
| Dean       | Hays        | Meadows       | Sands    |
| Detert     | Henriquez   | Mealor        | Sansom   |
| Domino     | Holloway    | Murzin        | Seiler   |
| Evers      | Homan       | Needelman     | Simmons  |
| Farkas     | Hukill      | Negron        | Slosberg |
| Fields     | Jennings    | Patterson     | Smith    |
| Flores     | Johnson     | Peterman      | Sobel    |
| Galvano    | Jordan      | Pickens       | Sorensen |
| Gannon     | Joyner      | Planas        | Stansel  |
| Garcia     | Justice     | Poppell       | Stargel  |
| Gardiner   | Kendrick    | Porth         | Taylor   |
| Gelber     | Kottkamp    | Proctor       | Traviesa |
| Gibson, A. | Kravitz     | Quinones      | Troutman |
| Gibson, H. | Kreegel     | Reagan        | Vana     |
| Glorioso   | Kyle        | Rice          | Waters   |
| Goldstein  | Legg        | Richardson    | Williams |
| Goodlette  | Littlefield | Rivera        | Zapata   |

Nays—None

So the bill passed, as amended, and was certified to the Senate.

**HB 351**—A bill to be entitled An act relating to community residential homes; amending s. 419.001, F.S.; revising, providing, and deleting definitions; requiring the sponsoring agency of a community residential home to provide certain information and notification regarding siting requirements to a local government under certain circumstances; providing for the licensing agency to deny or nullify a license to operate a community residential home under certain circumstances; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 765

Speaker Bense in the Chair.

Yeas—118

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Cusack     | Hukill        | Quinones   |
| Allen               | Davis, D.  | Jennings      | Reagan     |
| Altman              | Davis, M.  | Johnson       | Rice       |
| Ambler              | Dean       | Jordan        | Richardson |
| Anderson            | Detert     | Joyner        | Rivera     |
| Antone              | Domino     | Justice       | Robaina    |
| Arza                | Evers      | Kottkamp      | Roberson   |
| Attkisson           | Farkas     | Kravitz       | Ross       |
| Ausley              | Fields     | Kreegel       | Rubio      |
| Barreiro            | Flores     | Kyle          | Russell    |
| Baxley              | Galvano    | Legg          | Ryan       |
| Bean                | Gannon     | Littlefield   | Sands      |
| Bendross-Mindingall | Garcia     | Llorente      | Sansom     |
| Bense               | Gardiner   | Lopez-Cantera | Seiler     |
| Benson              | Gelber     | Machek        | Simmons    |
| Berfield            | Gibson, A. | Mahon         | Slosberg   |
| Bilirakis           | Gibson, H. | Mayfield      | Smith      |
| Bogdanoff           | Glorioso   | McInvale      | Sobel      |
| Bowen               | Goldstein  | Meadows       | Sorensen   |
| Brandenburg         | Goodlette  | Mealor        | Stansel    |
| Brown               | Gottlieb   | Murzin        | Stargel    |
| Brummer             | Grant      | Needelman     | Taylor     |
| Brutus              | Greenstein | Negron        | Traviesa   |
| Bullard             | Grimsley   | Patterson     | Troutman   |
| Cannon              | Harrell    | Peterman      | Vana       |
| Carroll             | Hasner     | Pickens       | Waters     |
| Clarke              | Hays       | Planas        | Williams   |
| Coley               | Henriquez  | Poppell       | Zapata     |
| Cretul              | Holloway   | Porth         |            |
| Culp                | Homan      | Proctor       |            |

Nays—2

Bucher Kendrick

Votes after roll call:

Yeas to Nays—Gottlieb

So the bill passed, as amended, and was certified to the Senate.

**HB 1611**—A bill to be entitled An act relating to the practice of architecture and interior design; amending s. 481.203, F.S.; providing a definition; amending s. 481.205, F.S.; authorizing the Board of Architecture and Interior Design to establish rules relating to responsible supervising control; amending s. 481.223, F.S.; authorizing retired architects and interior designers to use the title "architect, retired" and "interior designer, retired," respectively; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 766

Speaker Bense in the Chair.

Yeas—120

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Williams   |
| Cretul              | Holloway   | Poppell       | Zapata     |

Nays—None

So the bill passed, as amended, and was certified to the Senate.

**HB 1249**—A bill to be entitled An act relating to funding for oyster management and restoration programs in Apalachicola Bay and other areas; amending s. 201.15, F.S.; increasing the distribution of certain revenues from the excise tax on documents; authorizing the distribution of such revenues to the General Inspection Trust Fund of the Department of Agriculture and Consumer Services; providing for such funds to be used for oyster management and restoration programs in Apalachicola Bay and other areas; amending s. 370.07, F.S.; abolishing a surcharge upon oysters harvested from Apalachicola Bay; deleting certain requirements related to the surcharge; providing for the use of moneys from the General Inspection Trust Fund for oyster management and restoration programs in Apalachicola Bay and other areas; prohibiting the Department of Revenue from collecting uncollected moneys payable from the surcharge; amending s. 213.05, F.S., to conform; providing effective dates.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 767

Speaker Bense in the Chair.

Yeas—116

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Jennings      | Proctor    |
| Allen               | Cusack     | Johnson       | Quinones   |
| Altman              | Davis, M.  | Jordan        | Reagan     |
| Ambler              | Dean       | Joyner        | Rice       |
| Anderson            | Detert     | Justice       | Richardson |
| Antone              | Domino     | Kendrick      | Rivera     |
| Arza                | Evers      | Kottkamp      | Robaina    |
| Attkisson           | Farkas     | Kravitz       | Roberson   |
| Ausley              | Fields     | Kreegel       | Ross       |
| Barreiro            | Flores     | Kyle          | Rubio      |
| Baxley              | Galvano    | Legg          | Russell    |
| Bendross-Mindingall | Gannon     | Littlefield   | Ryan       |
| Bense               | Garcia     | Llorente      | Sands      |
| Benson              | Gardiner   | Lopez-Cantera | Sansom     |
| Berfield            | Gelber     | Machek        | Seiler     |
| Bilirakis           | Gibson, A. | Mahon         | Simmons    |
| Bogdanoff           | Gibson, H. | Mayfield      | Slosberg   |
| Bowen               | Goodlette  | McInvale      | Smith      |
| Brandenburg         | Gottlieb   | Meadows       | Sobel      |
| Brown               | Grant      | Mealor        | Sorensen   |
| Brummer             | Greenstein | Murzin        | Stansel    |
| Brutus              | Grimsley   | Needelman     | Stargel    |
| Bucher              | Harrell    | Negron        | Taylor     |
| Bullard             | Hasner     | Patterson     | Traviesa   |
| Cannon              | Hays       | Peterman      | Troutman   |
| Carroll             | Henriquez  | Pickens       | Vana       |
| Clarke              | Holloway   | Planas        | Waters     |
| Coley               | Homan      | Poppell       | Williams   |
| Cretul              | Hukill     | Porth         | Zapata     |

Nays—None

Votes after roll call:

Yeas—Bean, Davis, D., Glorioso, Goldstein

So the bill passed, as amended, and was certified to the Senate.

**HB 125**—A bill to be entitled An act relating to voter registration; creating s. 97.05831, F.S.; requiring the supervisor of elections of each county to send voter registration applications to the Fish and Wildlife Commission and its subagents; amending s. 372.561, F.S.; requiring voter registration applications to be displayed at each location where hunting, fishing, or trapping licenses or permits are sold; requiring that applicants for hunting, fishing, or trapping licenses or permits be asked if they would like a voter registration application; requiring certain information to be provided when a person applies for a hunting, fishing, or trapping license or permit on the Internet; providing effective dates.

—was read the third time by title.

Representative(s) Justice offered the following:

(Amendment Bar Code: 202883)

**Amendment 1 (with title amendment)**—Remove line(s) 20-24 and insert:

97.05831 Voter registration applications made available to the Fish and Wildlife Conservation Commission and the Department of Education.—As required in ss. 372.561 and 1012.56, each supervisor of elections shall supply voter registration applications to the Fish and Wildlife Conservation Commission and its subagents and the Department of Education, as needed.

Section 2. Subsection (17) is added to section 1012.56, Florida Statutes, to read:

1012.56 Educator certification requirements.--

(17) VOTER REGISTRATION APPLICATIONS.--

(a) Any person who applies for certification under this chapter shall be asked if he or she would like the appropriate supervisor of elections to provide a voter registration application to the applicant at a later date. If at the time of application the applicant indicates that he or she would like to receive a voter registration application, the Department of Education shall, within 7 days, make the request available to the appropriate supervisor of elections or voter registration agency so that an application may be sent to the applicant. Supervisors of elections shall mail an application to each person requesting such application within 5 business days after receipt of the request.

(b) The department may satisfy the requirements of paragraph (a) by providing access to an Internet site with the voter registration information included thereon.

(c) Each person who applies for certification under this chapter on the Internet shall be provided a link to the Department of State's online uniform statewide voter registration application.

===== T I T L E A M E N D M E N T =====

Remove line(s) 3-5 and insert:

97.05831, F.S.; requiring the supervisor of elections of each county to send voter registration applications to the Fish and Wildlife Commission and its subagents and the Department of Education; amending s. 1012.56, F.S.; requiring that applicants for educator certification be asked if they would like a voter registration application; requiring certain information to be provided when a person applies for educator certification on the Internet; amending

Rep. Justice moved the adoption of the amendment, which failed to receive the required two-thirds vote for adoption. The vote was:

Session Vote Sequence: 768

Speaker Bense in the Chair.

Yeas—37

|                     |            |            |          |
|---------------------|------------|------------|----------|
| Antone              | Gannon     | Kendrick   | Slosberg |
| Ausley              | Gelber     | Machek     | Smith    |
| Bendross-Mindingall | Gibson, A. | Meadows    | Sobel    |
| Brandenburg         | Gottlieb   | Peterman   | Stansel  |
| Brutus              | Greenstein | Porth      | Taylor   |
| Bucher              | Henriquez  | Richardson | Vana     |
| Bullard             | Holloway   | Roberson   | Zapata   |
| Cusack              | Jennings   | Ryan       |          |
| Farkas              | Joyner     | Sands      |          |
| Fields              | Justice    | Seiler     |          |

Nays—82

|           |            |               |          |
|-----------|------------|---------------|----------|
| Adams     | Coley      | Hays          | Pickens  |
| Allen     | Cretul     | Homan         | Planas   |
| Altman    | Culp       | Hukill        | Poppell  |
| Ambler    | Davis, D.  | Johnson       | Proctor  |
| Anderson  | Davis, M.  | Jordan        | Quinones |
| Arza      | Dean       | Kottkamp      | Reagan   |
| Attkisson | Detert     | Kravitz       | Rice     |
| Barreiro  | Domino     | Kreegel       | Rivera   |
| Baxley    | Evers      | Kyle          | Robaina  |
| Bean      | Flores     | Legg          | Ross     |
| Bense     | Galvano    | Littlefield   | Russell  |
| Benson    | Garcia     | Llorente      | Sansom   |
| Berfield  | Gardiner   | Lopez-Cantera | Simmons  |
| Bilirakis | Gibson, H. | Mahon         | Sorensen |
| Bogdanoff | Glorioso   | Mayfield      | Stargel  |
| Bowen     | Goldstein  | McInvale      | Traviesa |
| Brown     | Goodlette  | Mealor        | Troutman |
| Brummer   | Grant      | Murzin        | Waters   |
| Cannon    | Grimsley   | Needelman     | Williams |
| Carroll   | Harrell    | Negron        |          |
| Clarke    | Hasner     | Patterson     |          |

Votes after roll call:

Nays—Rubio

The question recurred on the passage of HB 125. The vote was:

Session Vote Sequence: 769

Speaker Bense in the Chair.

Yeas—110

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Allen               | Culp       | Homan         | Porth      |
| Altman              | Cusack     | Hukill        | Proctor    |
| Ambler              | Davis, D.  | Jennings      | Quinones   |
| Anderson            | Davis, M.  | Johnson       | Rice       |
| Antone              | Dean       | Jordan        | Richardson |
| Arza                | Detert     | Justice       | Rivera     |
| Attkisson           | Domino     | Kendrick      | Roberson   |
| Ausley              | Evers      | Kottkamp      | Ross       |
| Barreiro            | Farkas     | Kravitz       | Rubio      |
| Baxley              | Fields     | Kreegel       | Russell    |
| Bean                | Flores     | Kyle          | Ryan       |
| Bendross-Mindingall | Galvano    | Legg          | Sands      |
| Bense               | Gannon     | Littlefield   | Sansom     |
| Benson              | Garcia     | Llorente      | Seiler     |
| Berfield            | Gardiner   | Lopez-Cantera | Simmons    |
| Bilirakis           | Gelber     | Machek        | Slosberg   |
| Bogdanoff           | Gibson, A. | Mahon         | Smith      |
| Bowen               | Gibson, H. | Mayfield      | Sorensen   |
| Brandenburg         | Glorioso   | McInvale      | Stansel    |
| Brown               | Goldstein  | Mealor        | Stargel    |
| Brummer             | Goodlette  | Murzin        | Traviesa   |
| Brutus              | Grant      | Needelman     | Troutman   |
| Bullard             | Greenstein | Negron        | Vana       |
| Cannon              | Grimsley   | Patterson     | Waters     |
| Carroll             | Harrell    | Peterman      | Williams   |
| Clarke              | Hasner     | Pickens       | Zapata     |
| Coley               | Hays       | Planas        |            |
| Cretul              | Holloway   | Poppell       |            |

Nays—6

|          |           |        |
|----------|-----------|--------|
| Bucher   | Henriquez | Sobel  |
| Gottlieb | Joyner    | Taylor |

Votes after roll call:

Yeas—Adams, Reagan, Robaina

So the bill passed, as amended, and was certified to the Senate.

**HB 699**—A bill to be entitled An act relating to health care practitioners; amending s. 456.031, F.S.; revising requirements for instruction of certain health care practitioners concerning domestic violence; amending s. 456.033, F.S.; revising requirements for instruction of certain health care practitioners concerning HIV and AIDS; amending s. 456.041, F.S.; requiring advanced registered nurse practitioners to submit protocols as part of practitioner profiles to the Department of Health; amending s. 458.319, F.S.; eliminating an option for medical physicians to complete continuing education courses in end-of-life care in lieu of continuing education in AIDS/HIV; amending s. 458.348, F.S.; providing requirements for the supervision of certain health care practitioners by physicians; providing that the section is self-executing; repealing s. 459.008(5), F.S.; eliminating an option for osteopathic physicians to complete continuing education courses in end-of-life care in lieu of continuing education in AIDS/HIV; creating s. 459.025, F.S.; providing requirements for the supervision of certain health care practitioners by osteopathic physicians; requiring physicians or osteopathic physicians to supervise certain persons performing electrolysis using laser or light-based hair removal or reduction; providing that the section is self-executing; amending s. 464.012, F.S.; requiring certain advanced registered nurse practitioners to file protocols with the Board of Nursing; specifying requirements for the protocols; requiring the Office of Program Policy Analysis and Government Accountability to review and identify specified issues and report its findings; providing an effective date.

—was read the third time by title.

Representative(s) Roberson offered the following:

(Amendment Bar Code: 786233)



**Amendment 2**—Remove line(s) 187-189 and insert:  
must be included in the practitioner profile of the advanced registered nurse practitioner.

Rep. Roberson moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 699. The vote was:

Session Vote Sequence: 770

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Sands      |
| Bense               | Garcia     | Littlefield   | Sansom     |
| Benson              | Gardiner   | Llorente      | Seiler     |
| Berfield            | Gelber     | Lopez-Cantera | Simmons    |
| Bilirakis           | Gibson, A. | Machek        | Slosberg   |
| Bogdanoff           | Gibson, H. | Mahon         | Smith      |
| Bowen               | Glorioso   | Mayfield      | Sobel      |
| Brandenburg         | Goldstein  | McInvale      | Sorensen   |
| Brown               | Goodlette  | Meadows       | Stansel    |
| Brummer             | Gottlieb   | Mealor        | Stargel    |
| Brutus              | Grant      | Murzin        | Taylor     |
| Bucher              | Greenstein | Needelman     | Traviesa   |
| Bullard             | Grimsley   | Negron        | Troutman   |
| Cannon              | Harrell    | Patterson     | Vana       |
| Carroll             | Hasner     | Peterman      | Waters     |
| Clarke              | Hays       | Pickens       | Williams   |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Ryan

So the bill passed, as amended, and was certified to the Senate after engrossment.

**HB 355**—A bill to be entitled An act relating to termination of insurance appointments; amending s. 626.471, F.S.; increasing a period of advance written notice of intention to terminate required to be provided by appointing entities to appointees under a contract; providing for application to certain contracts not specifying a termination notice period; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 771

Speaker Bense in the Chair.

Yeas—120

|          |           |                     |             |
|----------|-----------|---------------------|-------------|
| Adams    | Arza      | Bendross-Mindingall | Bowen       |
| Allen    | Attkisson | Bense               | Brandenburg |
| Altman   | Ausley    | Benson              | Brown       |
| Ambler   | Barreiro  | Berfield            | Brummer     |
| Anderson | Baxley    | Bilirakis           | Brutus      |
| Antone   | Bean      | Bogdanoff           | Bucher      |

|            |            |               |          |
|------------|------------|---------------|----------|
| Bullard    | Glorioso   | Legg          | Rivera   |
| Cannon     | Goldstein  | Littlefield   | Robaina  |
| Carroll    | Goodlette  | Llorente      | Roberson |
| Clarke     | Gottlieb   | Lopez-Cantera | Ross     |
| Coley      | Grant      | Machek        | Rubio    |
| Cretul     | Greenstein | Mahon         | Russell  |
| Culp       | Grimsley   | Mayfield      | Ryan     |
| Cusack     | Harrell    | McInvale      | Sands    |
| Davis, D.  | Hasner     | Meadows       | Sansom   |
| Davis, M.  | Hays       | Mealor        | Seiler   |
| Dean       | Henriquez  | Murzin        | Simmons  |
| Detert     | Holloway   | Needelman     | Slosberg |
| Domino     | Homan      | Negron        | Smith    |
| Evers      | Hukill     | Patterson     | Sobel    |
| Farkas     | Jennings   | Peterman      | Sorensen |
| Fields     | Johnson    | Pickens       | Stansel  |
| Flores     | Jordan     | Planas        | Stargel  |
| Galvano    | Joyner     | Poppell       | Taylor   |
| Gannon     | Justice    | Porth         | Traviesa |
| Garcia     | Kendrick   | Proctor       | Troutman |
| Gardiner   | Kottkamp   | Quinones      | Vana     |
| Gelber     | Kravitz    | Reagan        | Waters   |
| Gibson, A. | Kreegel    | Rice          | Williams |
| Gibson, H. | Kyle       | Richardson    | Zapata   |

Nays—None

So the bill passed, as amended, and was certified to the Senate.

**HB 7019**—A bill to be entitled An act relating to mediation; amending s. 44.1011, F.S.; revising, creating, and deleting definitions; creating s. 44.1015, F.S.; providing standards for conduct of mediation; providing for the role of the mediator and counsel in specified mediations; amending s. 44.102, F.S.; requiring referral of certain cases to mediation; prohibiting certain cases from being referred to mediation; requiring the Supreme Court to maintain a list of certified mediators; amending s. 44.108, F.S.; exempting certain parties from mediation fees in certain cases; amending s. 61.183, F.S.; requiring mediation in certain family law cases; providing an effective date.

—was read the third time by title.

Representative Mahon offered the following:

(Amendment Bar Code: 223433)

**Amendment 5 (with title amendment)**—Remove lines 200-207 and insert:  
indigent, or for any small claims action. Fees collected by the clerk of court pursuant to this

===== T I T L E A M E N D M E N T =====

Remove lines 11-12 and insert:

revising how mediation fees are assessed; amending s. 61.183, F.S.; requiring mediation in

Rep. Mahon moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 7019. The vote was:

Session Vote Sequence: 772

Speaker Bense in the Chair.

Yeas—120

|          |           |                     |             |
|----------|-----------|---------------------|-------------|
| Adams    | Arza      | Bendross-Mindingall | Bowen       |
| Allen    | Attkisson | Bense               | Brandenburg |
| Altman   | Ausley    | Benson              | Brown       |
| Ambler   | Barreiro  | Berfield            | Brummer     |
| Anderson | Baxley    | Bilirakis           | Brutus      |
| Antone   | Bean      | Bogdanoff           | Bucher      |

|            |            |               |          |
|------------|------------|---------------|----------|
| Bullard    | Glorioso   | Legg          | Rivera   |
| Cannon     | Goldstein  | Littlefield   | Robaina  |
| Carroll    | Goodlette  | Llorente      | Roberson |
| Clarke     | Gottlieb   | Lopez-Cantera | Ross     |
| Coley      | Grant      | Machek        | Rubio    |
| Cretul     | Greenstein | Mahon         | Russell  |
| Culp       | Grimsley   | Mayfield      | Ryan     |
| Cusack     | Harrell    | McInvale      | Sands    |
| Davis, D.  | Hasner     | Meadows       | Sansom   |
| Davis, M.  | Hays       | Mealor        | Seiler   |
| Dean       | Henriquez  | Murzin        | Simmons  |
| Detert     | Holloway   | Needelman     | Slosberg |
| Domino     | Homan      | Negron        | Smith    |
| Evers      | Hukill     | Patterson     | Sobel    |
| Farkas     | Jennings   | Peterman      | Sorensen |
| Fields     | Johnson    | Pickens       | Stansel  |
| Flores     | Jordan     | Planas        | Stargel  |
| Galvano    | Joyner     | Poppell       | Taylor   |
| Gannon     | Justice    | Porth         | Traviesa |
| Garcia     | Kendrick   | Proctor       | Troutman |
| Gardiner   | Kottkamp   | Quinones      | Waters   |
| Gelber     | Kravitz    | Reagan        | Williams |
| Gibson, A. | Kreegel    | Rice          | Zapata   |
| Gibson, H. | Kyle       | Richardson    |          |

Nays—None

So the bill passed, as amended, and was certified to the Senate after engrossment.

**HB 7051**—A bill to be entitled An act relating to certificates of need; transferring, renumbering, and amending s. 651.1185, F.S.; extending the moratorium on certificates of need for additional community nursing home beds until July 1, 2011; specifying nonapplication of a moratorium for the addition of nursing home beds in certain specified facilities; providing requirements and limitations; providing for repeal upon expiration of the moratorium; amending s. 408.040, F.S.; authorizing nursing homes in certain counties to request a reduction in their annual Medicaid patient days; requiring the Agency for Health Care Administration to automatically grant such a request if the nursing home meets certain conditions; providing for future repeal; providing an effective date.

—was read the third time by title.

Representative(s) H. Gibson offered the following:

(Amendment Bar Code: 840367)

**Amendment 1 (with title amendment)**—Between line(s) 111-112 and insert:

Section 2. Present paragraphs (f)-(s) of subsection (3) of section 408.036, Florida Statutes, are redesignated as paragraphs (g)-(t), respectively, and a new paragraph (f) is added to that subsection, to read:

408.036 Projects subject to review; exemptions.--

(3) EXEMPTIONS.--Upon request, the following projects are subject to exemption from the provisions of subsection (1):

(f) For the creation of a single nursing home within a district by combining licensed beds from two or more licensed nursing homes within such district, regardless of subdistrict boundaries, where 50 percent of the beds in the created nursing home are transferred from the only nursing home in a county and its utilization data demonstrate that it had an occupancy rate of less than 75 percent for the 12-month period ending 90 days before the request for the exemption.

===== T I T L E A M E N D M E N T =====

Remove line(s) 9 and insert:

expiration of the moratorium; amending s. 408.036, F.S.; exempting a nursing home that is created by combining certain licensed beds from requirements for obtaining a certificate of need from the Agency for Health Care Administration; amending s. 408.040, F.S.;

Rep. H. Gibson moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 7051. The vote was:

Session Vote Sequence: 773

Speaker Bense in the Chair.

Yeas—120

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Williams   |
| Cretul              | Holloway   | Poppell       | Zapata     |

Nays—None

So the bill passed, as amended, and was certified to the Senate after engrossment.

**HB 7105**—A bill to be entitled An act relating to the taxation of alcoholic beverages; amending s. 561.121, F.S.; deleting provisions crediting specified taxes on alcoholic beverages to accounts funding substance abuse programs for children and adolescents; providing for future deletion of a provision providing for payment and credit of alcoholic beverage surcharge funds to the General Revenue Fund to conform; terminating the Children and Adolescents Substance Abuse Trust Fund within the Department of Children and Family Services; providing for disposition of balances in and revenues of such trust fund; amending s. 215.20, F.S.; conforming provisions to the repeal of the trust fund; amending s. 561.501, F.S.; deleting a provision imposing a surcharge on alcoholic beverages sold for consumption on the premises; amending s. 561.025, F.S., to conform; providing for future repeal of s. 561.501, F.S., relating to the collection of the alcoholic beverage surcharge; providing an appropriation; providing effective dates.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 774

Speaker Bense in the Chair.

Yeas—118

|        |          |           |          |
|--------|----------|-----------|----------|
| Adams  | Ambler   | Arza      | Barreiro |
| Allen  | Anderson | Attkisson | Baxley   |
| Altman | Antone   | Ausley    | Bean     |

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Bendross-Mindingall | Flores     | Kottkamp      | Richardson |
| Bense               | Galvano    | Kravitz       | Rivera     |
| Benson              | Gannon     | Kreegel       | Robaina    |
| Berfield            | Garcia     | Kyle          | Roberson   |
| Bilirakis           | Gardiner   | Legg          | Ross       |
| Bogdanoff           | Gelber     | Littlefield   | Rubio      |
| Bowen               | Gibson, A. | Llorente      | Russell    |
| Brandenburg         | Gibson, H. | Lopez-Cantera | Ryan       |
| Brown               | Glorioso   | Machek        | Sands      |
| Brummer             | Goldstein  | Mahon         | Sansom     |
| Brutus              | Goodlette  | Mayfield      | Seiler     |
| Bullard             | Grant      | McInvale      | Simmons    |
| Cannon              | Greenstein | Meadows       | Slosberg   |
| Carroll             | Grimsley   | Mealor        | Smith      |
| Clarke              | Harrell    | Murzin        | Sobel      |
| Coley               | Hasner     | Needelman     | Sorensen   |
| Cretul              | Hays       | Negron        | Stansel    |
| Culp                | Henriquez  | Patterson     | Stargel    |
| Cusack              | Holloway   | Peterman      | Taylor     |
| Davis, D.           | Homan      | Pickens       | Traviesa   |
| Davis, M.           | Hukill     | Planas        | Troutman   |
| Dean                | Jennings   | Poppell       | Vana       |
| Detert              | Johnson    | Porth         | Waters     |
| Domino              | Jordan     | Proctor       | Williams   |
| Evers               | Joyner     | Quinones      | Zapata     |
| Farkas              | Justice    | Reagan        |            |
| Fields              | Kendrick   | Rice          |            |

Nays—2

Bucher Gottlieb

Votes after roll call:

Yeas to Nays—Ryan, Smith

So the bill passed and was certified to the Senate.

**HB 7045**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding supplemental rebate agreements; amending s. 409.91196, F.S., which provides an exemption from public records requirements for the rebate amount, percent of rebate, manufacturer's pricing, supplemental rebate, and other trade secrets held by the Agency for Health Care Administration relative to a preferred drug list established by the agency and an exemption from public meetings requirements for that portion of a meeting of the Medicaid Pharmaceutical and Therapeutics Committee at which such rebate amounts, percent of rebates, manufacturer's pricing, supplemental rebates, or other trade secrets are discussed; making editorial changes; removing superfluous language; requiring that a record of an exempt portion of a meeting be made and maintained; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 775

Speaker Bense in the Chair.

Yeas—117

|                     |             |            |             |
|---------------------|-------------|------------|-------------|
| Adams               | Bowen       | Evers      | Hasner      |
| Allen               | Brandenburg | Farkas     | Hays        |
| Altman              | Brown       | Fields     | Henriquez   |
| Amber               | Brummer     | Flores     | Holloway    |
| Anderson            | Brutus      | Galvano    | Homan       |
| Antone              | Bucher      | Gannon     | Hukill      |
| Arza                | Bullard     | Garcia     | Jennings    |
| Attkisson           | Cannon      | Gardiner   | Jordan      |
| Ausley              | Carroll     | Gelber     | Joyner      |
| Barreiro            | Clarke      | Gibson, A. | Justice     |
| Baxley              | Coley       | Gibson, H. | Kendrick    |
| Bean                | Cretul      | Glorioso   | Kottkamp    |
| Bendross-Mindingall | Culp        | Goldstein  | Kravitz     |
| Bense               | Cusack      | Gottlieb   | Kreegel     |
| Benson              | Davis, D.   | Grant      | Kyle        |
| Berfield            | Dean        | Greenstein | Legg        |
| Bilirakis           | Detert      | Grimsley   | Littlefield |
| Bogdanoff           | Domino      | Harrell    |             |

|               |            |          |          |
|---------------|------------|----------|----------|
| Llorente      | Peterman   | Roberson | Sorensen |
| Lopez-Cantera | Pickens    | Ross     | Stansel  |
| Machek        | Planas     | Rubio    | Stargel  |
| Mahon         | Poppell    | Russell  | Taylor   |
| Mayfield      | Porth      | Ryan     | Traviesa |
| McInvale      | Proctor    | Sands    | Vana     |
| Meadows       | Quinones   | Sansom   | Waters   |
| Mealor        | Reagan     | Seiler   | Williams |
| Murzin        | Rice       | Simmons  | Zapata   |
| Needelman     | Richardson | Slosberg |          |
| Negron        | Rivera     | Smith    |          |
| Patterson     | Robaina    | Sobel    |          |

Nays—1

Goodlette

Votes after roll call:

Nays—Davis, M.

So the bill passed, as amended, and was certified to the Senate.

**HB 7047**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding the tobacco settlement agreement; amending s. 569.215, F.S., which provides an exemption from public records requirements for proprietary confidential business information received by the Governor, the Attorney General, or outside counsel representing the State of Florida in negotiations for settlement payments pursuant to the settlement agreement in the case of State of Florida et al. v. American Tobacco Company et al., or received by the Chief Financial Officer or the Auditor General for any purpose relating to verifying settlement payments made pursuant to the settlement agreement; clarifying the definition of "trade secrets" for purposes of the exemption; making editorial changes; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 776

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Hukill        | Proctor    |
| Allen               | Cusack     | Jennings      | Quinones   |
| Altman              | Davis, D.  | Johnson       | Reagan     |
| Ambler              | Davis, M.  | Jordan        | Rice       |
| Anderson            | Dean       | Joyner        | Richardson |
| Antone              | Detert     | Justice       | Rivera     |
| Arza                | Domino     | Kendrick      | Robaina    |
| Attkisson           | Evers      | Kottkamp      | Roberson   |
| Ausley              | Farkas     | Kravitz       | Ross       |
| Barreiro            | Fields     | Kreegel       | Rubio      |
| Baxley              | Flores     | Kyle          | Russell    |
| Bean                | Galvano    | Legg          | Ryan       |
| Bendross-Mindingall | Gannon     | Littlefield   | Sands      |
| Bense               | Garcia     | Llorente      | Sansom     |
| Benson              | Gardiner   | Lopez-Cantera | Seiler     |
| Berfield            | Gelber     | Machek        | Simmons    |
| Bilirakis           | Gibson, A. | Mahon         | Slosberg   |
| Bogdanoff           | Gibson, H. | Mayfield      | Smith      |
| Bowen               | Glorioso   | McInvale      | Sobel      |
| Brandenburg         | Goldstein  | Meadows       | Sorensen   |
| Brown               | Goodlette  | Mealor        | Stansel    |
| Brummer             | Gottlieb   | Murzin        | Stargel    |
| Brutus              | Grant      | Needelman     | Taylor     |
| Bucher              | Greenstein | Negron        | Traviesa   |
| Bullard             | Grimsley   | Patterson     | Troutman   |
| Cannon              | Harrell    | Peterman      | Vana       |
| Carroll             | Hasner     | Pickens       | Waters     |
| Clarke              | Hays       | Planas        | Williams   |
| Coley               | Holloway   | Poppell       | Zapata     |
| Cretul              | Homan      | Porth         |            |

Nays—None

Votes after roll call:

Yeas—Henriquez

So the bill passed and was certified to the Senate.

**HB 7049**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding the Florida Surplus Lines Service Office; amending s. 626.921, F.S., which provides an exemption from public records requirements for information furnished to the Department of Financial Services by surplus lines agents, information contained in records of surplus lines agents subject to examination by the department, and information furnished to the Florida Surplus Lines Service Office under the Surplus Lines Law; making editorial changes; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 777

Speaker Bense in the Chair.

Yeas—117

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Jennings      | Reagan     |
| Allen               | Cusack     | Jordan        | Rice       |
| Altman              | Davis, D.  | Joyner        | Richardson |
| Ambler              | Dean       | Justice       | Rivera     |
| Anderson            | Detert     | Kendrick      | Robaina    |
| Antone              | Domino     | Kottkamp      | Roberson   |
| Arza                | Evers      | Kravitz       | Ross       |
| Attkisson           | Farkas     | Kreegel       | Rubio      |
| Ausley              | Fields     | Kyle          | Russell    |
| Barreiro            | Flores     | Legg          | Ryan       |
| Baxley              | Galvano    | Littlefield   | Sands      |
| Bean                | Gannon     | Llorente      | Sansom     |
| Bendross-Mindingall | Garcia     | Lopez-Cantera | Seiler     |
| Bense               | Gardiner   | Machek        | Simmons    |
| Benson              | Gelber     | Mahon         | Slosberg   |
| Berfield            | Gibson, A. | Mayfield      | Smith      |
| Bilirakis           | Gibson, H. | McInvale      | Sobel      |
| Bogdanoff           | Glorioso   | Meadows       | Sorensen   |
| Bowen               | Goldstein  | Mealor        | Stansel    |
| Brandenburg         | Gottlieb   | Murzin        | Stargel    |
| Brown               | Grant      | Needelman     | Taylor     |
| Brummer             | Greenstein | Negron        | Traviesa   |
| Brutus              | Grimsley   | Patterson     | Troutman   |
| Bucher              | Harrell    | Peterman      | Vana       |
| Bullard             | Hasner     | Pickens       | Waters     |
| Cannon              | Hays       | Planas        | Williams   |
| Carroll             | Henriquez  | Poppell       | Zapata     |
| Clarke              | Holloway   | Porth         |            |
| Coley               | Homan      | Proctor       |            |
| Cretul              | Hukill     | Quinones      |            |

Nays—3

Davis, M.                      Goodlette                      Johnson

So the bill passed and was certified to the Senate.

**HB 7061**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding deferred presentment providers; amending s. 560.4041, F.S., which provides an exemption from public records requirements for information that identifies a drawer or a deferred presentment provider contained in the database for deferred presentment providers maintained by the Office of Financial Regulation of the Financial Services Commission; making clarifying and editorial changes; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 778

Speaker Bense in the Chair.

Yeas—120

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Williams   |
| Cretul              | Holloway   | Poppell       | Zapata     |

Nays—None

So the bill passed and was certified to the Senate.

**HB 7063**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute; amending s. 1004.445, F.S., which provides an exemption from public records requirements for personal identifying information relating to clients of programs created or funded through the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute and held by the institute, the University of South Florida, or the State Board of Education, medical or health records relating to patients held by the institute, materials that relate to methods of manufacture or production, potential trade secrets, potentially patentable material, actual trade secrets, or proprietary information received, generated, ascertained, or discovered during the course of research conducted by or through the institute and business transactions resulting from such research, personal identifying information of a donor or prospective donor to the institute who wishes to remain anonymous, and any information received by the institute from a person from another state or nation or the Federal Government that is otherwise confidential or exempt pursuant to the laws of that state or nation or pursuant to federal law; narrowing the exemption; making editorial changes; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 779

Speaker Bense in the Chair.

Yeas—120

|        |           |          |                     |
|--------|-----------|----------|---------------------|
| Adams  | Anderson  | Ausley   | Bendross-Mindingall |
| Allen  | Antone    | Barreiro | Bense               |
| Altman | Arza      | Baxley   | Benson              |
| Ambler | Attkisson | Bean     | Berfield            |

|             |            |               |            |
|-------------|------------|---------------|------------|
| Bilirakis   | Gannon     | Kottkamp      | Rice       |
| Bogdanoff   | Garcia     | Kravitz       | Richardson |
| Bowen       | Gardiner   | Kreegel       | Rivera     |
| Brandenburg | Gelber     | Kyle          | Robaina    |
| Brown       | Gibson, A. | Legg          | Roberson   |
| Brummer     | Gibson, H. | Littlefield   | Ross       |
| Brutus      | Glorioso   | Llorente      | Rubio      |
| Bucher      | Goldstein  | Lopez-Cantera | Russell    |
| Bullard     | Goodlette  | Machek        | Ryan       |
| Cannon      | Gottlieb   | Mahon         | Sands      |
| Carroll     | Grant      | Mayfield      | Sansom     |
| Clarke      | Greenstein | McInvale      | Seiler     |
| Coley       | Grimsley   | Meadows       | Simmons    |
| Cretul      | Harrell    | Mealor        | Slosberg   |
| Culp        | Hasner     | Murzin        | Smith      |
| Cusack      | Hays       | Needelman     | Sobel      |
| Davis, D.   | Henriquez  | Negron        | Sorensen   |
| Davis, M.   | Holloway   | Patterson     | Stansel    |
| Dean        | Homan      | Peterman      | Stargel    |
| Detert      | Hukill     | Pickens       | Taylor     |
| Domino      | Jennings   | Planas        | Traviesa   |
| Evers       | Johnson    | Poppell       | Troutman   |
| Farkas      | Jordan     | Porth         | Vana       |
| Fields      | Joyner     | Proctor       | Waters     |
| Flores      | Justice    | Quinones      | Williams   |
| Galvano     | Kendrick   | Reagan        | Zapata     |

Nays—None

So the bill passed and was certified to the Senate.

**HB 7111**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding the offense of interference with custody; amending s. 787.03, F.S.; specifying that the offense of interference with custody applies to the taking of a minor; providing a penalty; revising a defense to the offense of interference with custody for a defendant who is a victim of actual or imminent domestic violence to provide that the defendant's reasonable belief that the interference was necessary to escape from, or protect himself or herself from, domestic violence or to preserve a minor or incompetent person from exposure to domestic violence constitutes a defense; revising a defense to the offense of interference with custody when a minor or incompetent person instigates his or her own taking to require a showing that it was reasonable for the defendant to rely upon the instigating acts; broadening an exception to the offense of interference with custody; specifying that the offense is inapplicable to cases involving certain persons who have a legal right to custody of a minor or an incompetent person who take the minor or incompetent person and follow prescribed procedures; including the taking of an incompetent person within provisions governing the exception to the offense; making editorial changes; reenacting s. 61.45(6)(b), F.S., relating to a court order of visitation or custody, and s. 933.18(7)(a), F.S., relating to instances in which a warrant may be issued for search of private dwelling, for the purpose of incorporating the amendment to s. 787.03, F.S., in references thereto; reenacting and amending s. 921.0022(3)(d), F.S.; revising a reference to the offense of interference with custody within the offense severity ranking chart of the Criminal Punishment Code to conform; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 780

Speaker Bense in the Chair.

Yeas—119

|          |                     |             |         |
|----------|---------------------|-------------|---------|
| Adams    | Attkisson           | Benson      | Brummer |
| Allen    | Ausley              | Berfield    | Brutus  |
| Altman   | Barreiro            | Bilirakis   | Bucher  |
| Ambler   | Baxley              | Bogdanoff   | Bullard |
| Anderson | Bean                | Bowen       | Cannon  |
| Antone   | Bendross-Mindingall | Brandenburg | Carroll |
| Arza     | Bense               | Brown       | Clarke  |

|            |             |               |          |
|------------|-------------|---------------|----------|
| Coley      | Gottlieb    | Lopez-Cantera | Roberson |
| Cretul     | Grant       | Machek        | Ross     |
| Culp       | Greenstein  | Mahon         | Rubio    |
| Cusack     | Grimsley    | Mayfield      | Russell  |
| Davis, D.  | Harrell     | McInvale      | Ryan     |
| Davis, M.  | Hasner      | Meadows       | Sands    |
| Dean       | Henriquez   | Mealor        | Sansom   |
| Detert     | Holloway    | Murzin        | Seiler   |
| Domino     | Homan       | Needelman     | Simmons  |
| Evers      | Hukill      | Negron        | Slosberg |
| Farkas     | Jennings    | Patterson     | Smith    |
| Gannon     | Johnson     | Peterman      | Sobel    |
| Garcia     | Jordan      | Pickens       | Sorensen |
| Gardiner   | Joyner      | Planas        | Stansel  |
| Gelber     | Justice     | Poppell       | Stargel  |
| Gibson, A. | Kendrick    | Porth         | Taylor   |
| Gibson, H. | Kottkamp    | Proctor       | Traviesa |
| Glorioso   | Kravitz     | Quinones      | Troutman |
| Goldstein  | Kreegel     | Reagan        | Vana     |
| Goodlette  | Kyle        | Rice          | Waters   |
|            | Legg        | Richardson    | Williams |
|            | Littlefield | Rivera        | Zapata   |
|            | Llorente    | Robaina       |          |

Nays—None

Votes after roll call:

Yeas—Hays

So the bill passed, as amended, and was certified to the Senate.

**HB 7113**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding the public records exemption for the interference with custody statute; amending s. 787.03, F.S.; expanding the public records exemption for specified information contained in a report made to a sheriff or state attorney as part of a statutory exception to the offense of interference with custody; providing that the address and telephone number of a minor or incompetent person contained in such report is confidential and exempt from public records requirements; providing an exception to the exemption; providing for review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 781

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Carroll    | Grant         | McInvale   |
| Allen               | Clarke     | Greenstein    | Meadows    |
| Altman              | Coley      | Grimsley      | Mealor     |
| Ambler              | Cretul     | Harrell       | Murzin     |
| Anderson            | Culp       | Hasner        | Needelman  |
| Antone              | Cusack     | Hays          | Negron     |
| Arza                | Davis, D.  | Henriquez     | Patterson  |
| Attkisson           | Davis, M.  | Homan         | Peterman   |
| Ausley              | Dean       | Hukill        | Pickens    |
| Barreiro            | Detert     | Jennings      | Planas     |
| Baxley              | Domino     | Johnson       | Poppell    |
| Bean                | Evers      | Jordan        | Porth      |
| Bendross-Mindingall | Farkas     | Joyner        | Proctor    |
| Bense               | Fields     | Justice       | Quinones   |
| Benson              | Flores     | Kendrick      | Reagan     |
| Berfield            | Galvano    | Kottkamp      | Rice       |
| Bilirakis           | Gannon     | Kravitz       | Richardson |
| Bogdanoff           | Garcia     | Kreegel       | Rivera     |
| Bowen               | Gardiner   | Kyle          | Robaina    |
| Brandenburg         | Gelber     | Legg          | Roberson   |
| Brown               | Gibson, A. | Littlefield   | Ross       |
| Brummer             | Gibson, H. | Llorente      | Rubio      |
| Brutus              | Glorioso   | Lopez-Cantera | Russell    |
| Bucher              | Goldstein  | Machek        | Ryan       |
| Bullard             | Goodlette  | Mahon         | Sands      |
| Cannon              | Gottlieb   | Mayfield      | Sansom     |

|          |          |          |          |
|----------|----------|----------|----------|
| Seiler   | Sobel    | Taylor   | Waters   |
| Simmons  | Sorensen | Traviesa | Williams |
| Slosberg | Stansel  | Troutman | Zapata   |
| Smith    | Stargel  | Vana     |          |

Nays—None

Votes after roll call:

Yeas—Holloway

So the bill passed by the required constitutional two-thirds vote of the members voting and was certified to the Senate.

**HB 7115**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding autopsy photographs and video and audio recordings; amending s. 406.135, F.S., which provides an exemption from public records requirements for photographs and video and audio recordings of an autopsy in the custody of a medical examiner; reorganizing the section and making editorial changes; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 782

Speaker Bense in the Chair.

Yeas—93

|             |            |               |          |
|-------------|------------|---------------|----------|
| Adams       | Coley      | Jennings      | Planas   |
| Allen       | Cretul     | Johnson       | Poppell  |
| Altman      | Culp       | Jordan        | Proctor  |
| Ambler      | Davis, D.  | Justice       | Quinones |
| Anderson    | Dean       | Kendrick      | Reagan   |
| Antone      | Detert     | Kottkamp      | Rice     |
| Arza        | Domino     | Kravitz       | Rivera   |
| Attkisson   | Evers      | Kreegel       | Robaina  |
| Barreiro    | Farkas     | Kyle          | Ross     |
| Baxley      | Flores     | Legg          | Russell  |
| Bean        | Galvano    | Littlefield   | Sansom   |
| Bense       | Garcia     | Llorente      | Simmons  |
| Benson      | Gardiner   | Lopez-Cantera | Sobel    |
| Berfield    | Gibson, H. | Machek        | Sorensen |
| Bilirakis   | Glorioso   | Mahon         | Stansel  |
| Bogdanoff   | Goldstein  | Mayfield      | Stargel  |
| Bowen       | Grant      | McInvale      | Traviesa |
| Brandenburg | Greenstein | Meadows       | Troutman |
| Brown       | Grimsley   | Mealor        | Waters   |
| Brummer     | Harrell    | Murzin        | Williams |
| Bullard     | Hasner     | Needelman     | Zapata   |
| Cannon      | Hays       | Negron        |          |
| Carroll     | Holloway   | Patterson     |          |
| Clarke      | Hukill     | Pickens       |          |

Nays—25

|                     |            |            |          |
|---------------------|------------|------------|----------|
| Ausley              | Gannon     | Peterman   | Slosberg |
| Bendross-Mindingall | Gelber     | Porth      | Smith    |
| Brutus              | Gibson, A. | Richardson | Taylor   |
| Bucher              | Goodlette  | Roberson   | Vana     |
| Cusack              | Gottlieb   | Ryan       |          |
| Davis, M.           | Henriquez  | Sands      |          |
| Fields              | Joyner     | Seiler     |          |

Votes after roll call:

Yeas—Homan, Rubio

So the bill passed and was certified to the Senate.

**HB 7161**—A bill to be entitled An act relating to a public records exemption for alternative investments; amending s. 215.44, F.S.; providing definitions; defining "proprietary confidential business information" and specifying information which does not constitute proprietary confidential business information; creating an exemption from public records requirements for proprietary confidential business information held by the

State Board of Administration regarding alternative investments; providing for limited duration of the exemption; providing for retroactive application of the exemption; authorizing the inspection and copying of confidential and exempt records if the proprietor of the information fails to verify that a record contains certain information within a specified period of time; authorizing a court to order the release of confidential and exempt records upon making certain findings; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 783

Speaker Bense in the Chair.

Yeas—120

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Williams   |
| Cretul              | Holloway   | Poppell       | Zapata     |

Nays—None

So the bill passed, as amended, by the required constitutional two-thirds vote of the members voting and was certified to the Senate.

**CS for CS for SB 118**—A bill to be entitled An act relating to temporary custody of a child by an extended family member; amending s. 751.01, F.S.; removing provisions related to putative fathers; amending s. 751.011, F.S.; defining the term "extended family member"; amending s. 751.02, F.S.; authorizing an extended family member to bring a proceeding in court to determine the temporary custody of a child; amending s. 751.03, F.S.; specifying the information that must be included in a petition for temporary custody by an extended family member; providing that only an extended family member may file a petition for temporary custody under ch. 751, F.S.; amending s. 751.05, F.S.; authorizing a court to redirect child support payments to an extended family member; requiring that, if possible, the court order payment of arrearages; providing that either or both of the child's parents may petition the court to modify the order granting temporary custody under certain circumstances; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 784

Speaker Bense in the Chair.

Yeas—120

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Williams   |
| Cretul              | Holloway   | Poppell       | Zapata     |

Nays—None

So the bill passed, as amended, and was certified to the Senate.

## Special Orders

### Section II. Expedited Local Bill Calendar

The absence of a quorum was suggested. A quorum was present [Session Vote Sequence: 785].

**HB 479**—A bill to be entitled An act relating to Pasco County; creating the Lake Padgett Estates Independent Special District; providing a popular name; providing definitions; stating legislative policy regarding creation of the district; providing for creation and establishment of the district and legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for an initial governing board, a board of supervisors, and board membership, meetings, organization, powers, duties, terms of office, per diem, salary, and election requirements; providing for administrative duties of the board, district employees, selection of a public depository, district budgets, financial reports, and reviews; providing for the general powers of the district; providing for the special powers of the district to maintain, operate, and improve community recreational amenities and associated infrastructure and services within the district; providing for borrowing and revenue sources including a referendum to allow for the levying of an ad valorem tax within the district; providing for competitive procurement; providing for required notices to purchasers of real property within the district; providing severability; providing an effective date.

The Local Government Council recommended the following:

**HB 479 CS**—A bill to be entitled An act relating to Pasco County; creating the Lake Padgett Estates Independent Special District; providing a popular name; providing definitions; stating legislative policy regarding creation of

the district; providing for creation and establishment of the district and legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for an initial governing board, a board of supervisors, and board membership, meetings, organization, powers, duties, terms of office, per diem, salary, and election requirements; providing for administrative duties of the board, district employees, selection of a public depository, district budgets, financial reports, and reviews; providing for the general powers of the district; providing for the special powers of the district to maintain, operate, and improve community recreational amenities and associated infrastructure and services within the district; providing for borrowing and revenue sources including a referendum to allow for the levying of an ad valorem tax within the district; providing for competitive procurement; providing for required notices to purchasers of real property within the district; providing severability; providing an effective date.

—was read the second time by title. On motion by Rep. Littlefield, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate.

**HB 547**—A bill to be entitled An act relating to the East County Water Control District, Lee and Hendry Counties; amending ch. 2000-423, Laws of Florida; amending the boundaries of the district; providing an effective date.

—was read the second time by title. On motion by Rep. Kreegel, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 757**—A bill to be entitled An act relating to Polk County; amending chapter 88-443, Laws of Florida, as amended; excluding certain positions from the classified service of the Sheriff's Office of Polk County; removing legislative intent; revising names of units and titles of persons in the Sheriff's Office; revising terminology; revising the effective date of appointments to the personnel board; reducing the term of the chairperson of the board; specifying the office and departments from which members are elected to the Members Nominating Committee; revising the effective date of the initial probationary period; providing an effective date.

—was read the second time by title. On motion by Rep. Stargel, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|           |                     |           |           |
|-----------|---------------------|-----------|-----------|
| Adams     | Bean                | Brutus    | Davis, M. |
| Allen     | Bendross-Mindingall | Bucher    | Dean      |
| Altman    | Bense               | Bullard   | Detert    |
| Ambler    | Benson              | Cannon    | Domino    |
| Anderson  | Berfield            | Carroll   | Evers     |
| Antone    | Bilirakis           | Clarke    | Farkas    |
| Arza      | Bogdanoff           | Coley     | Fields    |
| Attkisson | Bowen               | Cretul    | Flores    |
| Ausley    | Brandenburg         | Culp      | Galvano   |
| Barreiro  | Brown               | Cusack    | Gannon    |
| Baxley    | Brummer             | Davis, D. | Garcia    |

|            |               |            |          |
|------------|---------------|------------|----------|
| Gardiner   | Johnson       | Murzin     | Russell  |
| Gelber     | Jordan        | Needelman  | Ryan     |
| Gibson, A. | Joyner        | Negron     | Sands    |
| Gibson, H. | Justice       | Patterson  | Sansom   |
| Glorioso   | Kendrick      | Peterman   | Seiler   |
| Goldstein  | Kottkamp      | Pickens    | Simmons  |
| Goodlette  | Kravitz       | Planas     | Slosberg |
| Gottlieb   | Kreegel       | Poppell    | Smith    |
| Grant      | Kyle          | Porth      | Sobel    |
| Greenstein | Legg          | Proctor    | Sorensen |
| Grimsley   | Littlefield   | Quinones   | Stansel  |
| Harrell    | Llorente      | Reagan     | Stargel  |
| Hasner     | Lopez-Cantera | Rice       | Taylor   |
| Hays       | Machek        | Richardson | Traviesa |
| Henriquez  | Mahon         | Rivera     | Troutman |
| Holloway   | Mayfield      | Robaina    | Vana     |
| Homan      | McInvale      | Roberson   | Waters   |
| Hukill     | Meadows       | Ross       | Zapata   |
| Jennings   | Mealor        | Rubio      |          |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 847**—A bill to be entitled An act relating to the City of Jacksonville, Duval County; amending chapter 97-339, Laws of Florida, as amended; defining terms; restructuring the Jacksonville Economic Development Commission by increasing the number of members of the commission; revising membership qualification requirements; removing provisions relating to staggering of terms; revising provisions pertaining to ex officio and technical support advisors; removing provisions relating to duties of the executive director and to a prior transfer of certain functions and personnel; authorizing the chair of the commission to appoint special or standing committees for certain purposes; providing duties of the chair of the commission; providing for appointment of committee members and terms thereof; creating a downtown committee; providing duties and responsibilities of the downtown committee; repealing Article 20 of chapter 92-341, Laws of Florida, as amended, relating to the Jacksonville Downtown Development Authority; providing an effective date.

—was read the second time by title. On motion by Rep. Mahon, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |             |            |            |
|---------------------|-------------|------------|------------|
| Adams               | Bogdanoff   | Dean       | Gottlieb   |
| Allen               | Bowen       | Detert     | Grant      |
| Altman              | Brandenburg | Domino     | Greenstein |
| Ambler              | Brown       | Evers      | Grimsley   |
| Anderson            | Brummer     | Farkas     | Harrell    |
| Antone              | Brutus      | Fields     | Hasner     |
| Arza                | Bucher      | Flores     | Hays       |
| Attkisson           | Bullard     | Galvano    | Henriquez  |
| Ausley              | Cannon      | Gannon     | Holloway   |
| Barreiro            | Carroll     | Garcia     | Homan      |
| Baxley              | Clarke      | Gardiner   | Hukill     |
| Bean                | Coley       | Gelber     | Jennings   |
| Bendross-Mindingall | Cretul      | Gibson, A. | Johnson    |
| Bense               | Culp        | Gibson, H. | Jordan     |
| Benson              | Cusack      | Glorioso   | Joyner     |
| Berfield            | Davis, D.   | Goldstein  | Justice    |
| Bilirakis           | Davis, M.   | Goodlette  | Kendrick   |



|               |           |            |          |
|---------------|-----------|------------|----------|
| Kottkamp      | Mealor    | Rice       | Slosberg |
| Kravitz       | Murzin    | Richardson | Smith    |
| Kreegel       | Needelman | Rivera     | Sobel    |
| Kyle          | Negron    | Robaina    | Sorensen |
| Legg          | Patterson | Roberson   | Stansel  |
| Littlefield   | Peterman  | Ross       | Stargel  |
| Llorente      | Pickens   | Rubio      | Taylor   |
| Lopez-Cantera | Planas    | Russell    | Traviesa |
| Machek        | Poppell   | Ryan       | Troutman |
| Mahon         | Porth     | Sands      | Vana     |
| Mayfield      | Proctor   | Sansom     | Waters   |
| McInvale      | Quinones  | Seiler     | Zapata   |
| Meadows       | Reagan    | Simmons    |          |

Nays—None

Votes after roll call:  
Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 921**—A bill to be entitled An act relating to the Pinellas County Water and Navigation Control Authority; repealing chapter 31182, Laws of Florida, 1955, and chapters 72-664, 74-588, 78-602, 81-471, and 85-493, Laws of Florida; abolishing the Pinellas County Water and Navigation Control Authority; transferring all assets and liabilities of the authority to the county; providing an effective date.

The Local Government Council recommended the following:

**HB 921 CS**—A bill to be entitled An act relating to the Pinellas County Water and Navigation Control Authority; repealing chapter 31182, Laws of Florida, 1955, section 3 of chapter 74-588, Laws of Florida, and chapters 72-664, 78-602, 81-471, and 85-493, Laws of Florida; abolishing the Pinellas County Water and Navigation Control Authority; transferring all assets and liabilities of the authority to the county; providing an effective date.

—was read the second time by title. On motion by Rep. Berfield, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Coley      | Hasner        | Negron     |
| Allen               | Cretul     | Hays          | Patterson  |
| Altman              | Culp       | Henriquez     | Peterman   |
| Ambler              | Cusack     | Holloway      | Pickens    |
| Anderson            | Davis, D.  | Homan         | Planas     |
| Antone              | Davis, M.  | Hukill        | Poppell    |
| Arza                | Dean       | Jennings      | Porth      |
| Attkisson           | Detert     | Johnson       | Proctor    |
| Ausley              | Domino     | Jordan        | Quinones   |
| Barreiro            | Evers      | Joyner        | Reagan     |
| Baxley              | Farkas     | Justice       | Rice       |
| Bean                | Fields     | Kendrick      | Richardson |
| Bendross-Mindingall | Flores     | Kottkamp      | Rivera     |
| Bense               | Galvano    | Kravitz       | Robaina    |
| Benson              | Gannon     | Kreegel       | Roberson   |
| Berfield            | Garcia     | Kyle          | Ross       |
| Bilirakis           | Gardiner   | Legg          | Rubio      |
| Bogdanoff           | Gelber     | Littlefield   | Russell    |
| Bowen               | Gibson, A. | Llorente      | Ryan       |
| Brandenburg         | Gibson, H. | Lopez-Cantera | Sands      |
| Brown               | Glorioso   | Machek        | Sansom     |
| Brummer             | Goldstein  | Mahon         | Seiler     |
| Brutus              | Goodlette  | Mayfield      | Simmons    |
| Bucher              | Gottlieb   | McInvale      | Slosberg   |
| Bullard             | Grant      | Meadows       | Smith      |
| Cannon              | Greenstein | Mealor        | Sobel      |
| Carroll             | Grimsley   | Murzin        | Sorensen   |
| Clarke              | Harrell    | Needelman     | Stansel    |

|         |          |        |        |
|---------|----------|--------|--------|
| Stargel | Traviesa | Vana   | Zapata |
| Taylor  | Troutman | Waters |        |

Nays—None

Votes after roll call:  
Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 925**—A bill to be entitled An act relating to the Pinellas County Tourist Development Council, Pinellas County; amending chapter 2001-307, Laws of Florida; revising the membership of the council; providing the effective date for such changes in council membership; providing an effective date.

—was read the second time by title. On motion by Rep. Anderson, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Coley               | Hays       | Pickens       | Waters     |
| Cretul              | Henriquez  | Planas        | Zapata     |
|                     | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:  
Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 927**—A bill to be entitled An act relating to the mosquito control district of Pinellas County; repealing chapter 18792, Laws of Florida, 1937, and chapter 67-1920, Laws of Florida; abolishing the mosquito control district of Pinellas County; transferring all assets and liabilities of the district to the county; providing an effective date.

—was read the second time by title. On motion by Rep. Berfield, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 929**—A bill to be entitled An act relating to Pinellas County; repealing chapter 77-635, Laws of Florida, as amended; abolishing the Pinellas Sports Authority and providing for disposition of its assets and assumption of its liabilities; providing an effective date.

—was read the second time by title. On motion by Rep. Berfield, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |             |            |           |
|---------------------|-------------|------------|-----------|
| Adams               | Bowen       | Domino     | Grimsley  |
| Allen               | Brandenburg | Evers      | Harrell   |
| Altman              | Brown       | Farkas     | Hasner    |
| Ambler              | Brummer     | Fields     | Hays      |
| Anderson            | Brutus      | Flores     | Henriquez |
| Antone              | Bucher      | Galvano    | Holloway  |
| Arza                | Bullard     | Gannon     | Homan     |
| Attkisson           | Cannon      | Garcia     | Hukill    |
| Ausley              | Carroll     | Gardiner   | Jennings  |
| Barreiro            | Clarke      | Gelber     | Johnson   |
| Baxley              | Coley       | Gibson, A. | Jordan    |
| Bean                | Cretul      | Gibson, H. | Joyner    |
| Bendross-Mindingall | Culp        | Glorioso   | Justice   |
| Bense               | Cusack      | Goldstein  | Kendrick  |
| Benson              | Davis, D.   | Goodlette  | Kottkamp  |
| Berfield            | Davis, M.   | Gottlieb   | Kravitz   |
| Bilirakis           | Dean        | Grant      | Kreegel   |
| Bogdanoff           | Detert      | Greenstein | Kyle      |

Legg  
Littlefield  
Llorente  
Lopez-Cantera  
Machek  
Mahon  
Mayfield  
McInvale  
Meadows  
Mealor  
Murzin  
Needelman

Negron  
Patterson  
Peterman  
Pickens  
Planas  
Poppell  
Porth  
Proctor  
Quinones  
Reagan  
Rice  
Richardson  
Sansom  
Seiler  
Simmons  
Slosberg

Smith  
Sobel  
Sorensen  
Stansel  
Stargel  
Taylor  
Traviesa  
Troutman  
Vana  
Waters  
Zapata

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 931**—A bill to be entitled An act relating to the Pinellas Suncoast Transit Authority, Pinellas County; amending chapter 2000-424, Laws of Florida; providing for additional members of the authority's governing body; providing for appointment of additional members; providing for staggering of initial terms of additional members; providing severability; providing an effective date.

—was read the second time by title. On motion by Rep. Farkas, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

On motion by Rep. Sobel, consideration of **HB 971** was temporarily postponed.

**HB 1051**—A bill to be entitled An act relating to the Northern Palm Beach County Improvement District, Palm Beach County; amending chapter 2000-467, Laws of Florida, as amended; requiring prior written notice of candidacy to be eligible for election to the Board of Supervisors; providing an effective date.

—was read the second time by title. On motion by Rep. Domino, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1053**—A bill to be entitled An act relating to the City of Jacksonville, Duval County; amending chapter 92-341, Laws of Florida, as amended; expanding the mayor's power to transfer certain appropriations, subject to authorization by ordinance adopted and approved by extraordinary vote of the council; providing an effective date.

—was read the second time by title. On motion by Rep. D. Davis, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1085**—A bill to be entitled An act relating to the Hillsborough County School District; providing for a seven-member district school board, with five members elected from single-member residence areas and two members elected from the district at large; providing for reapportionment; providing that elections shall be held in accordance with general law; repealing chapter 98-465, Laws of Florida, relating to the calling of a referendum to authorize such a district school board, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. Traviesa, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |           |            |               |
|---------------------|-----------|------------|---------------|
| Adams               | Brown     | Flores     | Homan         |
| Allen               | Brummer   | Galvano    | Hukill        |
| Altman              | Brutus    | Gannon     | Jennings      |
| Ambler              | Bucher    | Garcia     | Johnson       |
| Anderson            | Bullard   | Gardiner   | Jordan        |
| Antone              | Cannon    | Gelber     | Joyner        |
| Arza                | Carroll   | Gibson, A. | Justice       |
| Attkisson           | Clarke    | Gibson, H. | Kendrick      |
| Ausley              | Coley     | Glorioso   | Kottkamp      |
| Barreiro            | Cretul    | Goldstein  | Kravitz       |
| Baxley              | Culp      | Goodlette  | Kreegel       |
| Bean                | Cusack    | Gottlieb   | Kyle          |
| Bendross-Mindingall | Davis, D. | Grant      | Legg          |
| Bense               | Davis, M. | Greenstein | Littlefield   |
| Benson              | Dean      | Grimsley   | Llorente      |
| Berfield            | Detert    | Harrell    | Lopez-Cantera |
| Bilirakis           | Domino    | Hasner     | Machek        |
| Bogdanoff           | Evers     | Hays       | Mahon         |
| Bowen               | Farkas    | Henriquez  | Mayfield      |
| Brandenburg         | Fields    | Holloway   | McInvale      |

|           |            |          |          |
|-----------|------------|----------|----------|
| Meadows   | Porth      | Rubio    | Sorensen |
| Mealor    | Proctor    | Russell  | Stansel  |
| Murzin    | Quinones   | Ryan     | Stargel  |
| Needelman | Reagan     | Sands    | Taylor   |
| Negron    | Rice       | Sansom   | Traviesa |
| Patterson | Richardson | Seiler   | Troutman |
| Peterman  | Rivera     | Simmons  | Vana     |
| Pickens   | Robaina    | Slosberg | Waters   |
| Planas    | Roberson   | Smith    | Zapata   |
| Poppell   | Ross       | Sobel    |          |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1133**—A bill to be entitled An act relating to Key Largo Wastewater Treatment District, Monroe County; amending chapter 2002-337, Laws of Florida; providing for liens against real property under certain circumstances involving delinquent fees, rentals, or other charges; providing an effective date.

—was read the second time by title. On motion by Rep. Sorensen, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1137**—A bill to be entitled An act relating to the Rupert J. Smith Law Library, St. Lucie County; amending chapter 2001-326, Laws of Florida;

providing for the appointment of additional members to the board of trustees; providing for supersedure of inconsistent law; providing an effective date.

The Local Government Council recommended the following:

**HB 1137 CS**—A bill to be entitled An act relating to the Rupert J. Smith Law Library, St. Lucie County; amending chapter 2001-326, Laws of Florida; providing for the appointment of additional members to the board of trustees; providing an effective date.

—was read the second time by title. On motion by Rep. Harrell, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 1151**—A bill to be entitled An act relating to Collier County; amending chapter 89-449, Laws of Florida, as amended; providing for persons cited by county park enforcement officers to appear before the Collier County Code Enforcement Special Master instead of in county court; providing an effective date.

—was read the second time by title. On motion by Rep. M. Davis, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1189**—A bill to be entitled An act relating to Pasco County; providing that a resolution of the District School Board of Pasco County which provides for receipt of proceeds from the local government infrastructure surtax authorized under s. 212.055(2), F.S., may include a covenant to limit the levy of capital local school property taxes; ratifying and confirming a referendum; providing an effective date.

—was read the second time by title. On motion by Rep. Legg, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |             |           |            |
|---------------------|-------------|-----------|------------|
| Adams               | Berfield    | Culp      | Gelber     |
| Allen               | Bilirakis   | Cusack    | Gibson, A. |
| Altman              | Bogdanoff   | Davis, D. | Gibson, H. |
| Ambler              | Bowen       | Davis, M. | Glorioso   |
| Anderson            | Brandenburg | Dean      | Goldstein  |
| Antone              | Brown       | Detert    | Goodlette  |
| Arza                | Brummer     | Domino    | Gottlieb   |
| Attkisson           | Brutus      | Evers     | Grant      |
| Ausley              | Bucher      | Farkas    | Greenstein |
| Barreiro            | Bullard     | Fields    | Grimsley   |
| Baxley              | Cannon      | Flores    | Harrell    |
| Bean                | Carroll     | Galvano   | Hasner     |
| Bendross-Mindingall | Clarke      | Gannon    | Hays       |
| Bense               | Coley       | Garcia    | Henriquez  |
| Benson              | Cretul      | Gardiner  | Holloway   |

|             |               |            |          |
|-------------|---------------|------------|----------|
| Homan       | Lopez-Cantera | Porth      | Seiler   |
| Hukill      | Machek        | Proctor    | Simmons  |
| Jennings    | Mahon         | Quinones   | Slosberg |
| Johnson     | Mayfield      | Reagan     | Smith    |
| Jordan      | McInvale      | Rice       | Sobel    |
| Joyner      | Meadows       | Richardson | Sorensen |
| Justice     | Mealor        | Rivera     | Stansel  |
| Kendrick    | Murzin        | Robaina    | Stargel  |
| Kottkamp    | Needelman     | Roberson   | Taylor   |
| Kravitz     | Negron        | Ross       | Traviesa |
| Kreegel     | Patterson     | Rubio      | Troutman |
| Kyle        | Peterman      | Russell    | Vana     |
| Legg        | Pickens       | Ryan       | Waters   |
| Littlefield | Planas        | Sands      | Zapata   |
| Llorente    | Poppell       | Sansom     |          |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1195**—A bill to be entitled An act relating to Manatee County; amending chapter 85-461, Laws of Florida, as amended, which created the Manatee County Fire Prevention Code Enforcement Board and the Manatee County Fire Marshal Appeals Board; revising the repeal date of the act, to continue such boards; providing an effective date.

—was read the second time by title. On motion by Rep. Galvano, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1203**—A bill to be entitled An act relating to the St. Johns Water Control District, Indian River County; codifying, amending, and reenacting special acts relating to the district; fixing and prescribing boundaries of said district; making the provisions of chapter 298, F.S., applicable thereto; providing for the levy, collection, and enforcement of installment and maintenance taxes by said district at the same time and in like manner as county taxes; providing that said taxes shall be extended by the county on the county tax roll and shall be collected by the tax collector in the same manner and time as county taxes; providing for the same discounts and penalties as county taxes; providing for the compensation of the county and tax collector; providing that district taxes shall be a lien on lands against which taxes are levied of equal dignity with county and other taxes; providing that the approval of the board of drainage commissioners is not required to issue bonds; providing for floating indebtedness of the district; providing that payment of taxes in advance is not authorized; providing that use of bonds and interest coupons in payment of taxes is not authorized; providing that the board may enter into certain covenants and agreements with holders of bonds; providing that water is a common enemy; providing for compensation of the board of supervisors; providing additional powers of the board; providing for severability of the provisions of the act; repealing chapters 65-812 and 69-1162, Laws of Florida, relating to the district; providing an effective date.

The Finance & Tax Committee recommended the following:

**HB 1203 CS**—A bill to be entitled An act relating to the St. Johns Water Control District, Indian River County; codifying, amending, and reenacting special acts relating to the district; fixing and prescribing boundaries of said district; making the provisions of chapter 298, F.S., applicable thereto; providing for the levy, collection, and enforcement of installment and maintenance taxes by said district at the same time and in like manner as county taxes; providing that said taxes shall be extended by the county on the county tax roll and shall be collected by the tax collector in the same manner and time as county taxes; providing for the same discounts and penalties as county taxes; providing for the compensation of the county property appraiser and tax collector; providing that district taxes shall be a lien on lands against which taxes are levied of equal dignity with county and other taxes; providing that the approval of the board of drainage commissioners is not required to issue bonds; providing for floating indebtedness of the district; providing that payment of taxes in advance is not authorized; providing that use of bonds and interest coupons in payment of taxes is not authorized; providing that the board may enter into certain covenants and agreements with holders of bonds; providing that water is a common enemy; providing for compensation of the board of supervisors; providing additional powers of the board; providing for severability of the provisions of the act; repealing chapters 65-812 and 69-1162, Laws of Florida, relating to the district; providing an effective date.

—was read the second time by title. On motion by Rep. Poppell, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|           |                     |           |            |
|-----------|---------------------|-----------|------------|
| Adams     | Bendross-Mindingall | Bullard   | Domino     |
| Allen     | Bense               | Cannon    | Evers      |
| Altman    | Benson              | Carroll   | Farkas     |
| Ambler    | Berfield            | Clarke    | Fields     |
| Anderson  | Bilirakis           | Coley     | Flores     |
| Antone    | Bogdanoff           | Cretul    | Galvano    |
| Arza      | Bowen               | Culp      | Gannon     |
| Attkisson | Brandenburg         | Cusack    | Garcia     |
| Ausley    | Brown               | Davis, D. | Gardiner   |
| Barreiro  | Brummer             | Davis, M. | Gelber     |
| Baxley    | Brutus              | Dean      | Gibson, A. |
| Bean      | Bucher              | Detert    | Gibson, H. |

|            |               |            |          |
|------------|---------------|------------|----------|
| Glorioso   | Justice       | Negron     | Ryan     |
| Goldstein  | Kendrick      | Patterson  | Sands    |
| Goodlette  | Kottkamp      | Peterman   | Sansom   |
| Gottlieb   | Kravitz       | Pickens    | Seiler   |
| Grant      | Kreegel       | Planas     | Simmons  |
| Greenstein | Kyle          | Poppell    | Slosberg |
| Grimsley   | Legg          | Porth      | Smith    |
| Harrell    | Littlefield   | Proctor    | Sobel    |
| Hasner     | Llorente      | Quinones   | Sorensen |
| Hays       | Lopez-Cantera | Reagan     | Stansel  |
| Henriquez  | Machek        | Rice       | Stargel  |
| Holloway   | Mahon         | Richardson | Taylor   |
| Homan      | Mayfield      | Rivera     | Traviesa |
| Hukill     | McInvale      | Robaina    | Troutman |
| Jennings   | Meadows       | Roberson   | Vana     |
| Johnson    | Mealor        | Ross       | Waters   |
| Jordan     | Murzin        | Rubio      | Zapata   |
| Joyner     | Needelman     | Russell    |          |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 1205**—A bill to be entitled An act relating to Indian River Farms Water Control District, Indian River County; codifying, amending, reenacting, and repealing special acts relating to the district; providing territorial boundaries of the district; making the provisions of ch. 298, F.S., applicable thereto; providing for the levy, collection, and enforcement of installment and maintenance taxes by said district at the same time and in like manner as county taxes; providing that said taxes shall be extended by the county on the county tax roll and shall be collected by the tax collector in the same manner and time as county taxes; providing for the same discounts and penalties as county taxes; providing for the compensation of the tax collector; providing that district taxes shall be a lien on lands against which taxes are levied of equal dignity with county and other taxes; providing that the approval of the board of drainage commissioners is not required to issue bonds; providing for floating indebtedness of the district; providing that payment of taxes in advance is not authorized; providing that use of bonds and interest coupons in payment of taxes is not authorized; providing that water is a common enemy; providing for compensation of the board of supervisors; providing for severability; providing an effective date.

The Finance & Tax Committee recommended the following:

**HB 1205 CS**—A bill to be entitled An act relating to Indian River Farms Water Control District, Indian River County; codifying, amending, reenacting, and repealing special acts relating to the district; providing territorial boundaries of the district; making the provisions of ch. 298, F.S., applicable thereto; providing for the levy, collection, and enforcement of installment and maintenance taxes by said district at the same time and in like manner as county taxes; providing that said taxes shall be extended by the county on the county tax roll and shall be collected by the tax collector in the same manner and time as county taxes; providing for the same discounts and penalties as county taxes; providing for the compensation of the property appraiser and tax collector; providing that district taxes shall be a lien on lands against which taxes are levied of equal dignity with county and other taxes; authorizing the board of supervisors to issue bonds; providing for floating indebtedness of the district; providing that payment of taxes in advance is not authorized; providing that use of bonds and interest coupons in payment of taxes is not authorized; providing that water is a common enemy; providing for compensation of the board of supervisors; providing for severability; providing an effective date.

—was read the second time by title. On motion by Rep. Poppell, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 1207**—A bill to be entitled An act relating to Indian River Mosquito Control District, Indian River County; codifying, amending, reenacting, and repealing special acts relating to the district; fixing and prescribing the boundaries of said district; providing for the government and administration of the district; naming the commissioners thereof and providing for election of their successors; providing and defining the powers and purposes of such district and of the board of commissioners thereof; authorizing and empowering said board to construct and maintain canals, ditches, drains, and dikes and to fill depressions, lakes, ponds, or marshes in order to eliminate breeding places of mosquitoes and sandflies and to control and eradicate mosquitoes and sandflies; providing for spraying or otherwise disbursing substances and materials over the area of such district for the purpose of controlling and eradicating mosquitoes and sandflies and diseases transmitted by the same; authorizing said board to do any and all acts or things necessary for the control and complete elimination of mosquitoes and sandflies in said district; authorizing and providing for the levy and collection of taxes upon all the real and personal taxable property in said district for carrying out the purposes of this act; authorizing the borrowing by the board of commissioners of said district in any one tax year of a sum not to exceed 80 percent of the estimated taxes to be collected on behalf of said district within such year and to evidence the indebtedness represented by any money so borrowed by written obligation of the district and providing for the payment of interest thereon and for the repayment thereof prior to the borrowing of any further sums in any subsequent year; limiting the amount of taxes that may be so levied by said board upon the taxable property within such district; prohibiting injury to any works controlled under or in pursuance of this act, to be punishable as provided by general law; legalizing and validating the acts of the Indian River Mosquito Control District herewith abolished and making

all contracts of said Indian River Mosquito Control District so abolished binding upon the new Indian River Mosquito Control District; authorizing and prescribing generally the powers and duties of the Board of Commissioners of said new Indian River Mosquito Control District; providing for severability; providing an effective date.

The Finance & Tax Committee recommended the following:

**HB 1207 CS**—A bill to be entitled An act relating to Indian River Mosquito Control District, Indian River County; codifying, amending, reenacting, and repealing special acts relating to the district; fixing and prescribing the boundaries of said district; providing for the government and administration of the district; providing and defining the powers and purposes of such district and of the board of commissioners thereof; authorizing and empowering said board to construct and maintain canals, ditches, drains, and dikes and to fill depressions, lakes, ponds, or marshes in order to eliminate breeding places of mosquitoes and sandflies and to control and eradicate mosquitoes and sandflies; providing for spraying or otherwise disbursing substances and materials over the area of such district for the purpose of controlling and eradicating mosquitoes and sandflies and diseases transmitted by the same; authorizing said board to do any and all acts or things necessary for the control and complete elimination of mosquitoes and sandflies in said district; authorizing and providing for the levy and collection of taxes upon all the real and personal taxable property in said district for carrying out the purposes of this act; authorizing the borrowing by the board of commissioners of said district in any one tax year of a sum not to exceed 80 percent of the estimated taxes to be collected on behalf of said district within such year and to evidence the indebtedness represented by any money so borrowed by written obligation of the district and providing for the payment of interest thereon and for the repayment thereof prior to the borrowing of any further sums in any subsequent year; limiting the amount of taxes that may be so levied by said board upon the taxable property within such district; prohibiting injury to any works controlled under or in pursuance of this act, to be punishable as provided by general law; legalizing and validating the acts of the Indian River Mosquito Control District herewith abolished and making all contracts of said Indian River Mosquito Control District so abolished binding upon the new Indian River Mosquito Control District; authorizing and prescribing generally the powers and duties of the Board of Commissioners of said new Indian River Mosquito Control District; providing for severability; providing an effective date.

—was read the second time by title. On motion by Rep. Poppell, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |           |            |               |
|---------------------|-----------|------------|---------------|
| Adams               | Brown     | Flores     | Homan         |
| Allen               | Brummer   | Galvano    | Hukill        |
| Altman              | Brutus    | Gannon     | Jennings      |
| Ambler              | Bucher    | Garcia     | Johnson       |
| Anderson            | Bullard   | Gardiner   | Jordan        |
| Antone              | Cannon    | Gelber     | Joyner        |
| Arza                | Carroll   | Gibson, A. | Justice       |
| Attkisson           | Clarke    | Gibson, H. | Kendrick      |
| Ausley              | Coley     | Glorioso   | Kottkamp      |
| Barreiro            | Cretul    | Goldstein  | Kravitz       |
| Baxley              | Culp      | Goodlette  | Kreegel       |
| Bean                | Cusack    | Gottlieb   | Kyle          |
| Bendross-Mindingall | Davis, D. | Grant      | Legg          |
| Bense               | Davis, M. | Greenstein | Littlefield   |
| Benson              | Dean      | Grimsley   | Llorente      |
| Berfield            | Detert    | Harrell    | Lopez-Cantera |
| Bilirakis           | Domino    | Hasner     | Machek        |
| Bogdanoff           | Evers     | Hays       | Mahon         |
| Bowen               | Farkas    | Henriquez  | Mayfield      |
| Brandenburg         | Fields    | Holloway   | McInvale      |

|           |            |          |          |
|-----------|------------|----------|----------|
| Meadows   | Porth      | Rubio    | Sorensen |
| Mealor    | Proctor    | Russell  | Stansel  |
| Murzin    | Quinones   | Ryan     | Stargel  |
| Needelman | Reagan     | Sands    | Taylor   |
| Negron    | Rice       | Sansom   | Traviesa |
| Patterson | Richardson | Seiler   | Troutman |
| Peterman  | Rivera     | Simmons  | Vana     |
| Pickens   | Robaina    | Slosberg | Waters   |
| Planas    | Roberson   | Smith    | Zapata   |
| Poppell   | Ross       | Sobel    |          |

Nays—None

Votes after roll call:  
Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 1303**—A bill to be entitled An act relating to the Hardee County Economic Development Authority, Hardee County; amending chapter 2004-394, Laws of Florida; revising the membership of the Hardee County Economic Development Authority; providing an effective date.

—was read the second time by title. On motion by Rep. Troutman, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:  
Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1355**—A bill to be entitled An act relating to the City of Lauderhill, Broward County; extending and enlarging the corporate limits of the City of Lauderhill to include specific unincorporated lands within said corporate

limits; providing for transfer of public roads and rights-of-way; providing for powers and services over annexed area; providing for continuation of contracts in effect prior to annexation; providing an effective date.

—was read the second time by title. On motion by Rep. Sobel, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:  
Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1375**—A bill to be entitled An act relating to Manatee County; creating the Duette Fire and Rescue District, an independent special district; creating a district charter; providing a short title; providing definitions; providing territorial boundaries of the district; providing purposes and intent; providing for a board of commissioners of the district; providing for qualification, election, membership, terms of office, and compensation of the board; providing for the filling of vacancies; providing for meetings; providing powers and duties of the board; providing for use of district funds; authorizing the district to issue bonds and levy ad valorem taxes, non-ad valorem assessments, impact fees, and user charges; providing for a 5-year plan; providing for modification of district boundaries; providing for merger with certain other districts under certain circumstances; providing requirements for annexation; providing for amendment of the charter by special act of the Legislature; providing requirements for merger or dissolution; providing severability; requiring a referendum; providing an effective date.

The Local Government Council recommended the following:

**HB 1375 CS**—A bill to be entitled An act relating to Manatee County; creating the Duette Fire and Rescue District, an independent special district; creating a district charter; providing a short title; providing definitions;



providing territorial boundaries of the district; providing purposes and intent; providing for a board of commissioners of the district; providing for qualification, election, membership, terms of office, and compensation of the board; providing for the filling of vacancies; providing for meetings; providing powers and duties of the board; providing for use of district funds; authorizing the district to issue bonds and levy ad valorem taxes, non-ad valorem assessments, impact fees, and user charges; providing for a 5-year plan; providing for modification of district boundaries; providing for merger with certain other districts under certain circumstances; providing for amendment of the charter by special act of the Legislature; providing requirements for merger or dissolution; providing severability; requiring a referendum; providing an effective date.

—was read the second time by title. On motion by Rep. Reagan, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 1399**—A bill to be entitled An act relating to the North Naples Fire Control and Rescue District, Collier County; amending chapter 99-450, Laws of Florida; providing for the payment of certain taxes and fees and the application of certain regulations and requirements in the event of annexation by a municipality within the boundaries of the district; providing an effective date.

The Local Government Council recommended the following:

**HB 1399 CS**—A bill to be entitled An act relating to the North Naples Fire Control and Rescue District, Collier County; amending chapter 99-450, Laws of Florida; providing for the applicability of s. 171.093, F.S., in the event of

annexation by a municipality within the boundaries of the district; authorizing the district to provide housing or housing assistance for district employees; providing an effective date.

—was read the second time by title. On motion by Rep. M. Davis, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 1481**—A bill to be entitled An act relating to the Homosassa Special Water District, Citrus County; providing for annexation of specified areas; requiring a referendum; providing an effective date.

—was read the second time by title. On motion by Rep. Dean, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|           |                     |             |         |
|-----------|---------------------|-------------|---------|
| Adams     | Ausley              | Bilirakis   | Bullard |
| Allen     | Barreiro            | Bogdanoff   | Cannon  |
| Altman    | Baxley              | Bowen       | Carroll |
| Ambler    | Bean                | Brandenburg | Clarke  |
| Anderson  | Bendross-Mindingall | Brown       | Coley   |
| Antone    | Bense               | Brummer     | Cretul  |
| Arza      | Benson              | Brutus      | Culp    |
| Attkisson | Berfield            | Bucher      | Cusack  |

|            |               |            |          |
|------------|---------------|------------|----------|
| Davis, D.  | Grimsley      | Machek     | Roberson |
| Davis, M.  | Harrell       | Mahon      | Ross     |
| Dean       | Hasner        | Mayfield   | Rubio    |
| Detert     | Hays          | McInvale   | Russell  |
| Domino     | Henriquez     | Meadows    | Ryan     |
| Evers      | Holloway      | Mealor     | Sands    |
| Farkas     | Homan         | Murzin     | Sansom   |
| Fields     | Hukill        | Needelman  | Seiler   |
| Flores     | Jennings      | Negron     | Simmons  |
| Galvano    | Johnson       | Patterson  | Slosberg |
| Gannon     | Jordan        | Peterman   | Smith    |
| Garcia     | Joyner        | Pickens    | Sobel    |
| Gardiner   | Justice       | Planas     | Sorensen |
| Gelber     | Kendrick      | Poppell    | Stansel  |
| Gibson, A. | Kottkamp      | Porth      | Stargel  |
| Gibson, H. | Kravitz       | Proctor    | Taylor   |
| Glorioso   | Kreegel       | Quinones   | Traviesa |
| Goldstein  | Kyle          | Reagan     | Troutman |
| Goodlette  | Legg          | Rice       | Vana     |
| Gottlieb   | Littlefield   | Richardson | Waters   |
| Grant      | Llorente      | Rivera     | Zapata   |
| Greenstein | Lopez-Cantera | Robaina    |          |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

**HB 1585**—A bill to be entitled An act relating to Broward County; providing for annexation and deannexation of certain described lands within the municipal limits of the City of Pembroke Pines and the Town of Southwest Ranches; providing an effective date.

—was read the second time by title. On motion by Rep. Sobel, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 786

Speaker Bense in the Chair.

Yeas—119

|                     |            |               |            |
|---------------------|------------|---------------|------------|
| Adams               | Culp       | Homan         | Porth      |
| Allen               | Cusack     | Hukill        | Proctor    |
| Altman              | Davis, D.  | Jennings      | Quinones   |
| Ambler              | Davis, M.  | Johnson       | Reagan     |
| Anderson            | Dean       | Jordan        | Rice       |
| Antone              | Detert     | Joyner        | Richardson |
| Arza                | Domino     | Justice       | Rivera     |
| Attkisson           | Evers      | Kendrick      | Robaina    |
| Ausley              | Farkas     | Kottkamp      | Roberson   |
| Barreiro            | Fields     | Kravitz       | Ross       |
| Baxley              | Flores     | Kreegel       | Rubio      |
| Bean                | Galvano    | Kyle          | Russell    |
| Bendross-Mindingall | Gannon     | Legg          | Ryan       |
| Bense               | Garcia     | Littlefield   | Sands      |
| Benson              | Gardiner   | Llorente      | Sansom     |
| Berfield            | Gelber     | Lopez-Cantera | Seiler     |
| Bilirakis           | Gibson, A. | Machek        | Simmons    |
| Bogdanoff           | Gibson, H. | Mahon         | Slosberg   |
| Bowen               | Glorioso   | Mayfield      | Smith      |
| Brandenburg         | Goldstein  | McInvale      | Sobel      |
| Brown               | Goodlette  | Meadows       | Sorensen   |
| Brummer             | Gottlieb   | Mealor        | Stansel    |
| Brutus              | Grant      | Murzin        | Stargel    |
| Bucher              | Greenstein | Needelman     | Taylor     |
| Bullard             | Grimsley   | Negron        | Traviesa   |
| Cannon              | Harrell    | Patterson     | Troutman   |
| Carroll             | Hasner     | Peterman      | Vana       |
| Clarke              | Hays       | Pickens       | Waters     |
| Coley               | Henriquez  | Planas        | Zapata     |
| Cretul              | Holloway   | Poppell       |            |

Nays—None

Votes after roll call:

Yeas—Williams

So the bill passed and was immediately certified to the Senate.

### Section III. Local Bills

**HB 923**—A bill to be entitled An act relating to the Troup-Indiantown Water Control District, Martin County; amending chapter 2002-366, Laws of Florida; correcting the legal description of the boundaries of the district; revising requirements for membership on the board of supervisors; clarifying applicability of general law; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 1335**—A bill to be entitled An act relating to Monroe County; providing definitions; authorizing teleconferencing attendance by county commissioners to qualify for a quorum at certain meetings; requiring compliance with certain public meetings laws; providing for future repeal; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 1633**—A bill to be entitled An act relating to the Alachua County Housing Authority; amending chapter 71-526, Laws of Florida; providing that the Alachua County Commission may appoint two alternate members to the Alachua County Housing Authority; providing that the Alachua County Housing Authority is not a dependent special district; providing severability; providing an effective date.

The Local Government Council recommended the following:

**HB 1633 CS**—A bill to be entitled An act relating to the Alachua County Housing Authority; amending chapter 71-526, Laws of Florida; providing that the Alachua County Commission may appoint two alternate members to the Alachua County Housing Authority; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 951**—A bill to be entitled An act relating to Palm Beach County; creating the Town of Loxahatchee Groves; providing a charter; providing legislative intent; providing a council-manager form of government; providing boundaries; providing municipal powers; providing for a town council; providing for membership, qualifications, terms, powers, and duties of its members, including the mayor; providing for a vice mayor; providing general powers and duties; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for compensation and expenses; providing for appointment of charter officers, including a town manager and town attorney; providing for removal, compensation, and filling of vacancies; providing qualifications, powers, and duties; providing for meetings; providing for adoption, distribution, and recording of technical codes; providing for recordkeeping; providing a limitation upon employment of council members; prohibiting certain interference with town employees; establishing the fiscal year; providing for adoption of annual budget and appropriations; providing for supplemental, reduction, and transfer of appropriations; providing for limitations; providing for referendum requirements for revenue bonds and other multiyear contracts; providing for financial audit; providing for nonpartisan elections and matters relative thereto; providing for recall; providing for initiative and referenda; providing for future amendments of the charter; providing for standards of conduct in office; providing for severability; providing for a personnel system; providing for charitable contributions; providing for land use changes; providing the town a transitional schedule and procedures for first election; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions,

comprehensive plan, and local development regulations; providing for accelerated entitlement to state-shared revenues; providing for gas tax revenue; providing for continuation of the Palm Beach County Fire Rescue Municipal Service Taxing Unit; providing for law enforcement; providing for continuation of the Palm Beach County Library District; providing for dissolution of the Palm Beach County Municipal Service Taxing Unit B and dissolution of the Palm Beach County Municipal Service Taxing Unit F; providing for continuation of the Loxahatchee Groves Water Control District; providing for continuation of Loxahatchee Groves Park; repealing s. 6 of s. 2 of chapter 99-425, Laws of Florida, relating to a restriction on annexation of the Loxahatchee Groves Water Control District; providing for waivers; requiring a referendum; providing effective dates.

The Finance & Tax Committee recommended the following:

**HB 951 CS**—A bill to be entitled An act relating to Palm Beach County; creating the Town of Loxahatchee Groves; providing a charter; providing legislative intent; providing a council-manager form of government; providing boundaries; providing municipal powers; providing for a town council; providing for membership, qualifications, terms, powers, and duties of its members, including the mayor; providing for a vice mayor; providing general powers and duties; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for compensation and expenses; providing for appointment of charter officers, including a town manager and town attorney; providing for removal, compensation, and filling of vacancies; providing qualifications, powers, and duties; providing for meetings; providing for adoption, distribution, and recording of technical codes; providing for recordkeeping; providing a limitation upon employment of council members; prohibiting certain interference with town employees; establishing the fiscal year; providing for adoption of annual budget and appropriations; providing for supplemental, reduction, and transfer of appropriations; providing for limitations; providing for referendum requirements for revenue bonds and other multiyear contracts; providing for financial audit; providing for nonpartisan elections and matters relative thereto; providing for recall; providing for initiative and referendum; providing for future amendments of the charter; providing for standards of conduct in office; providing for severability; providing for a personnel system; providing for charitable contributions; providing for land use changes; providing the town a transitional schedule and procedures for first election; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and local development regulations; providing for sharing of communications services tax; providing for accelerated entitlement to state-shared revenues; providing for receipt and distribution of gas tax revenues; providing for continuation of the Palm Beach County Fire Rescue Municipal Service Taxing Unit; providing for law enforcement; providing for continuation of the Palm Beach County Library District; providing for dissolution of the Palm Beach County Municipal Service Taxing Unit B and dissolution of the Palm Beach County Municipal Service Taxing Unit F; providing for continuation of the Loxahatchee Groves Water Control District; providing for continuation of Loxahatchee Groves Park; repealing s. 6 of s. 2 of chapter 99-425, Laws of Florida, relating to a restriction on annexation of the Loxahatchee Groves Water Control District; providing for waivers; requiring a referendum; providing effective dates.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 993**—A bill to be entitled An act relating to the City of Southport, Bay County; creating the City of Southport; providing a charter; providing legislative intent; providing for a commission-manager form of government; providing municipal powers; providing boundaries; providing for a city commission and its composition and qualifications; providing terms of office, powers, and duties of commissioners; providing for a mayor and vice mayor and their powers and duties; providing for compensation and expenses of the commission; providing for vacancies, forfeiture of office, and filling of vacancies; providing for commission meetings; providing for a city manager

and city attorney and their qualifications, powers, and duties; providing for elections; providing for elections to be held at large until the commission creates voting districts; providing for municipal services; providing for charter amendment and review; providing for standards of conduct; providing severability; providing a transition schedule, including initial elections; providing for state shared revenue; providing for gas tax revenues; requiring a referendum; providing an effective date.

The Finance & Tax Committee recommended the following:

**HB 993 CS**—A bill to be entitled An act relating to the City of Southport, Bay County; creating the City of Southport; providing a charter; providing legislative intent; providing for a commission-manager form of government; providing municipal powers; providing boundaries; providing for a city commission and its composition and qualifications; providing terms of office, powers, and duties of commissioners; providing for a mayor and vice mayor and their powers and duties; providing for compensation and expenses of the commission; providing for vacancies, forfeiture of office, and filling of vacancies; providing for commission meetings; providing for a city manager and city attorney and their qualifications, powers, and duties; providing for elections; providing for elections to be held at large until the commission creates voting districts; providing for municipal services; providing for charter amendment and review; providing for standards of conduct; providing severability; providing a transition schedule, including initial elections; providing for state-shared revenue; providing for gas tax revenues; requiring a referendum; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 1127**—A bill to be entitled An act relating to Broward County; providing for extending the corporate limits of the Town of Davie; providing for annexation of the unincorporated area known as Broadview Park; providing for an election; providing boundaries; providing for an effective date of annexation; providing for an interlocal agreement; providing for a continuation of certain Broward County regulations; providing for the transfer of public roads and rights-of-way; providing an effective date.

The Local Government Council recommended the following:

**HB 1127 CS**—A bill to be entitled An act relating to Broward County; providing for extending the corporate limits of the Town of Davie; providing for annexation of the unincorporated area known as Broadview Park; providing for an election; providing boundaries; providing for an effective date of annexation; providing for an interlocal agreement; providing for a continuation of certain Broward County regulations; providing for the transfer of public roads and rights-of-way; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 1217**—A bill to be entitled An act relating to the City of Bradenton Beach, Manatee County; amending chapter 28915, Laws of Florida, 1953; amending the city's boundaries; authorizing the city to exercise its law enforcement authority 500 feet into the waters of the Gulf of Mexico adjacent to its established corporate limits and within Sarasota Bay from the eastern municipal boundary of the city to the west right-of-way line of the Intracoastal Waterway; providing an effective date.

The Local Government Council recommended the following:

**HB 1217 CS**—A bill to be entitled An act relating to the City of Bradenton Beach, Manatee County; amending chapter 28915, Laws of Florida, 1953; amending the city's boundaries; authorizing the city to exercise certain police powers and jurisdictional authority 500 feet into the waters of the Gulf of Mexico adjacent to its established corporate limits and within Sarasota Bay from the eastern municipal boundary of the city to the west right-of-way line of the Intracoastal Waterway; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 1081**—A bill to be entitled An act relating to the Lee County Hyacinth Control District, Lee County; amending chapter 98-462, Laws of Florida; providing that all work done under the provisions of the district's charter shall be under the supervision of a person determined qualified by the Hyacinth Board; providing an effective date.

—was read the second time by title.

Representative(s) Kyle offered the following:

(Amendment Bar Code: 270449)

**Amendment 1**—Remove line(s) 13 and insert:  
Section 12. Qualified person ~~Engineer~~ as director; advertisement of

Rep. Kyle moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

**HB 1497**—A bill to be entitled An act relating to the Sunshine Water Control District, Broward County; repealing chapter 63-609, Laws of Florida, the enacting law of the district, and providing for incorporation thereof as an ordinance of the City of Coral Springs; providing for classification and status of the district; providing for election or appointment of supervisors; providing for approval of the budget of the district; providing for powers and responsibilities of the district; providing an effective date.

—was read the second time by title.

Representative(s) Sobel and Greenstein offered the following:

(Amendment Bar Code: 352125)

**Amendment 1 (with title amendment)**—Remove line(s) 47 and insert:

Section 7. The City of Coral Springs is hereby directed to call a special referendum election to be held in conjunction with the general election to be held on November 7, 2006. The item that shall appear on the ballot shall be as follows:

Sunshine Water Control District to be a part of the City of Coral Springs

Shall the Sunshine Water Control District, an independent government, become a dependent district of the City of Coral Springs subject to the city's control?

Yes

No

Section 8. This act shall take effect only upon approval by a majority vote of the qualified electors of the City of Coral Springs voting in a referendum to be held in conjunction with the general election to be held on November 7, 2006, in accordance with the provisions of law relating to elections currently in force, except that this section shall take effect upon becoming a law.

===== T I T L E A M E N D M E N T =====

Remove line(s) 10 and insert:

district; providing a ballot statement; providing for a referendum; providing an effective date.

Rep. Sobel moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

**HB 1445**—A bill to be entitled An act relating to the West Villages Improvement District, Sarasota County; amending chapter 2004-456, Laws of Florida; expanding the territorial boundaries of the district; supplementing

the conditions and requirements for the exercise of its powers, functions, and duties; providing for a referendum; providing an effective date.

The Finance & Tax Committee recommended the following:

**HB 1445 CS**—A bill to be entitled An act relating to the West Villages Improvement District, Sarasota County; amending chapter 2004-456, Laws of Florida; expanding the territorial boundaries of the district; supplementing the conditions and requirements for the exercise of its powers, functions, and duties; providing for a referendum; providing an effective date.

—was read the second time by title.

Representative(s) Reagan offered the following:

(Amendment Bar Code: 564937)

**Amendment 1**—Remove line(s) 663-708 and insert:

(3)(a) To include in a plan of improvements, the engineer's report, chapter 170 authorizing documents, or otherwise provide, for the exercise of the district's powers, services, facilities, and improvements beyond the territorial boundaries of the district, when necessary and appropriate in order to provide a benefit on behalf of lands located within the district and pursuant to an approved plan of improvements or chapter 170 authorizing documents. Any such construction must be in accordance with the city's master plans and requirements. Any such construction within unincorporated Sarasota County must be in accordance with the county's comprehensive plan, master plans, and thoroughfare plan. ~~The West Villages Improvement~~ district shall cooperate and coordinate its activities with the units of general-purpose local government in which it is located, including the City of North Port and Sarasota County. Prior to exercising any of the district powers, functions, or duties relative to infrastructure planning, programming, or construction within that portion of the district located in unincorporated Sarasota County, the district shall enter into an interlocal agreement with Sarasota County, which agreement shall specify the process for the district to coordinate its infrastructure planning, programming, and construction activities with Sarasota County and include a means to coordinate infrastructure planning and programming between the parties. Neither the district nor Sarasota County shall arbitrarily or unreasonably withhold or delay its approval and execution of such interlocal agreement. The district is authorized to enter into interlocal agreements with the City of North Port, Sarasota County, the Englewood Water District, or any other units of government. Whenever the district intends to utilize its powers to construct or cause to be constructed infrastructure projects or programs within the district, the district shall provide copies of all plans and infrastructure permit applications to the Sarasota County Planning Director and Development Services Business Center at such time as the district submits such plans or permit applications to the City of North Port or other permitting authority but in any event no less than 30 days before the City of North Port or other permitting authority issues permits for those projects. The district shall allow the county 20 days from submittal to the county to comment on those plans and permit applications, but as to construction or improvements that are not within unincorporated Sarasota County, the county's approval is not required for the district to proceed with the project. Sarasota County shall not unduly interfere with the district's exercise of its powers conferred by this act.

(b) Prior to planning, programming, or construction of any infrastructure that is intended to cross jurisdictional boundaries and be constructed in more than one unit of general-purpose local government, the Englewood Water District, or a combination thereof, the district shall enter into interlocal agreements with each of the affected governments, which agreements shall specify the process for the district to coordinate its infrastructure planning, programming, and construction activities with each affected government; coordinate compliance and resolve conflicts with the comprehensive plans, laws, and ordinances of the City of North Port and Sarasota County and with the adopted long-range plans and rules and regulations of the Englewood Water District; and establish procedures and responsibilities for maintenance, repair, and operation of any connected infrastructure. The district, the City of North Port, Sarasota County, and the Englewood Water District shall not arbitrarily or unreasonably

withhold or delay their approval and execution of any such interlocal agreement.

Rep. Reagan moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

#### Section IV.

**HB 227**—A bill to be entitled An act relating to optional Medicaid payments; amending s. 409.904, F.S.; increasing the monthly personal allowance for certain eligible persons; providing an effective date.

The Health Care Appropriations Committee recommended the following:

**HB 227 CS**—A bill to be entitled An act relating to the personal needs allowance; amending s. 409.904, F.S.; increasing the monthly personal allowance for certain eligible persons; providing an appropriation; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

On motion by Rep. Kravitz, consideration of **HB 303** was temporarily postponed.

**HB 919**—A bill to be entitled An act relating to law enforcement investigations; creating s. 837.055, F.S.; prohibiting knowingly and willfully giving false information or reports to law enforcement officers in certain circumstances; providing penalties; providing an effective date.

The Criminal Justice Committee recommended the following:

**HB 919 CS**—A bill to be entitled An act relating to law enforcement investigations; creating s. 837.055, F.S.; prohibiting knowingly and willfully giving false information to law enforcement officers under certain circumstances; providing penalties; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 291**—A bill to be entitled An act relating to the Florida School Recognition Program; amending s. 1008.36, F.S.; specifying conditions under which a school that is part of a school feeder pattern and does not receive a school grade under s. 1008.34, F.S., may participate in the program; prescribing the circumstances in which a school feeder pattern exists; providing that a feeder pattern school shall be subject to the Opportunity Scholarship Program; providing an effective date.

The Education Council recommended the following:

**HB 291 CS**—A bill to be entitled An act relating to the public school grading system; amending s. 1008.34, F.S.; adding certain feeder pattern schools to list of schools receiving a school grade; prescribing circumstances in which a feeder pattern exists; amending s. 1002.38, F.S.; allowing students served by certain feeder pattern schools to participate in the Opportunity Scholarship Program; amending s. 1008.36, F.S.; allowing certain feeder pattern schools to participate in the Florida School Recognition Program; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

**HB 7119**—A bill to be entitled An act relating to student athlete recruiting; requiring the Florida High School Athletic Association to hold certain bylaws in abeyance; providing for creation of a task force to review student athlete recruiting issues; providing for task force membership and duties; requiring recommendations to the Governor and the Legislature; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review

of recruiting violations by Florida High School Athletic Association member schools; providing appropriations; providing an effective date.

The Education Council recommended the following:

**HB 7119 CS**—A bill to be entitled An act relating to interscholastic athletics; requiring the Florida High School Athletic Association to hold certain bylaws in abeyance; providing for creation of a task force to review student athlete recruiting issues; providing for task force membership and duties; requiring recommendations to the Governor and the Legislature; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of recruiting violations by Florida High School Athletic Association member schools; providing an appropriation; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association to facilitate a 1-year drug testing program to randomly test for anabolic steroid use by students in grades 9 through 12 who participate in postseason competition in football, baseball, and weightlifting in its member schools; requiring schools to consent to the provisions of the program as a prerequisite for membership in the organization; requiring the organization to establish procedures for the conduct of the program, including contracting with a testing agency to administer the program; providing that the finding of a drug test shall be separate from a student's educational records; providing for disclosure; requiring students and their parents to consent to the provisions of the program as a prerequisite for eligibility to participate in interscholastic athletics; providing penalties for students selected for testing who fail to provide a specimen; requiring the administration of a school to meet with a student who tests positive and his or her parent to review the finding, penalties, and procedure for challenge and appeal; providing penalties for positive findings; providing due process procedures for challenge and appeal; requiring the organization to provide a report to the Legislature on the results of the program; providing an exemption from civil liability resulting from implementation of the program; requiring the Department of Legal Affairs to provide defense in claims of civil liability; requiring program expenses to be paid through legislative appropriation; providing for expiration of the program; providing an effective date.

—was read the second time by title.

On motion by Rep. Mayfield, by the required two-thirds vote, the House agreed to consider the following late-filed amendment. The vote was:

Session Vote Sequence: 787

Speaker Bense in the Chair.

Yeas—89

|           |            |               |          |
|-----------|------------|---------------|----------|
| Adams     | Culp       | Johnson       | Quinones |
| Allen     | Davis, D.  | Jordan        | Reagan   |
| Altman    | Davis, M.  | Kottkamp      | Rice     |
| Ambler    | Dean       | Kravitz       | Rivera   |
| Anderson  | Detert     | Kreegel       | Robaina  |
| Arza      | Domino     | Kyle          | Roberson |
| Attkisson | Evers      | Legg          | Ross     |
| Barreiro  | Farkas     | Littlefield   | Rubio    |
| Baxley    | Flores     | Llorente      | Russell  |
| Bean      | Galvano    | Lopez-Cantera | Sansom   |
| Bense     | Garcia     | Mahon         | Simmons  |
| Benson    | Gardiner   | Mayfield      | Sorensen |
| Berfield  | Gibson, H. | McInvale      | Stansel  |
| Bilirakis | Glorioso   | Mealor        | Stargel  |
| Bogdanoff | Goldstein  | Murzin        | Traviesa |
| Bowen     | Goodlette  | Needelman     | Troutman |
| Brown     | Grant      | Negron        | Vana     |
| Brummer   | Grimsley   | Patterson     | Waters   |
| Cannon    | Harrell    | Pickens       | Williams |
| Carroll   | Hasner     | Planas        | Zapata   |
| Clarke    | Hays       | Poppell       |          |
| Coley     | Homan      | Porth         |          |
| Cretul    | Hukill     | Proctor       |          |

Nays—31

|                     |            |            |          |
|---------------------|------------|------------|----------|
| Antone              | Fields     | Jennings   | Ryan     |
| Ausley              | Gannon     | Joyner     | Sands    |
| Bendross-Mindingall | Gelber     | Justice    | Seiler   |
| Brandenburg         | Gibson, A. | Kendrick   | Slosberg |
| Brutus              | Gottlieb   | Machek     | Smith    |
| Bucher              | Greenstein | Meadows    | Sobel    |
| Bullard             | Henriquez  | Peterman   | Taylor   |
| Cusack              | Holloway   | Richardson |          |

Representative(s) Mayfield offered the following:

(Amendment Bar Code: 148341)

**Amendment 1**—Between line(s) 76 and 77, insert:

(g) Policies to allow students attending private schools that do not have athletic programs to participate in the athletic programs at their assigned public school.

Rep. Mayfield moved the adoption of the amendment, which was adopted.

On motion by Rep. Arza, the House considered the following late-filed amendment.

Representative(s) Arza offered the following:

(Amendment Bar Code: 411517)

**Amendment 2 (with title amendment)**—Remove line(s) 119-267 and insert:

football, baseball, girls' softball, and weightlifting governed by the organization shall be subject to random testing for the use of anabolic steroids as defined in s. 893.03(3)(d). All schools, both public and private, shall consent to the provisions of this subsection as a prerequisite for membership in the organization for the duration of the program.

(b) The organization's board of directors shall establish procedures for the conduct of the program that, at a minimum, shall provide for the following:

1. The organization shall select and enter into a contract with a testing agency that will administer the testing program. The laboratory utilized by the testing agency to analyze specimens shall be accredited by the World Anti-Doping Agency.

2. A maximum of 1 percent of the total students who participate in postseason competition in football, baseball, girls' softball, and weightlifting shall be randomly selected to undergo a test.

3. Each member school shall report to the organization the names of students who will represent the school in football, baseball, girls' softball, and weightlifting. A student shall not be eligible to participate in interscholastic athletics in any of these sports in a member school until the student's name has been reported to the organization.

4. The organization shall provide to the testing agency all names of students that are submitted by its member schools. The testing agency shall make its random selections for testing from these names.

5. The testing agency shall notify not fewer than 7 days in advance both the administration of a school and the organization of the date on which its representatives will be present at the school to collect a specimen from a randomly selected student. However, the name of the student from which a specimen is to be collected shall not be disclosed.

6. The finding of a drug test shall be separate from a student's educational records and shall be disclosed by the testing agency only to the organization, the student, the student's parent, the administration of the student's school, and the administration of any school to which the student may transfer during a suspension from participation in interscholastic athletics resulting from a positive finding.

(c) Each student who wishes to participate in football, baseball, girls' softball, or weightlifting and his or her parent must consent to the provisions of this subsection as a prerequisite for athletic eligibility. This consent shall be in writing on a form prescribed by the organization and provided to the student by his or her school. Failure to complete and sign the consent form shall result

in the student's ineligibility to participate in all interscholastic athletics. The consent form shall include the following information:

1. A brief description of the drug testing program.

2. The penalties for a positive finding.

3. The procedure for challenging a positive finding.

4. The procedure for appealing a prescribed penalty.

(d) A student who is selected for testing and fails to provide a specimen shall be immediately suspended from interscholastic athletic practice and competition until such time as a specimen is provided.

(e) If a student tests positive in a test administered under this subsection, the administration of the school the student attends shall immediately:

1. Suspend the student from participation in all interscholastic athletic practice and competition.

2. Notify and schedule a meeting with the student and his or her parent during which the principal or his or her designee shall review with them the positive finding, the procedure for challenging the positive finding, the prescribed penalties, and the procedure for appealing the prescribed penalties.

(f) For a positive finding, the student shall be suspended from all interscholastic athletic practice and competition for a period of 90 school days and shall be subject to a mandatory exit test for restoration of eligibility no sooner than the 60th school day of the suspension. If the exit test is negative, the organization shall restore the eligibility of the student at the conclusion of the 90-school-day period of suspension. If the exit test is positive, the student shall remain suspended from all interscholastic athletic practice and competition until such time as a subsequent retest of the student results in a negative finding. The student shall be subject to repeated tests for the duration of his or her high school athletic eligibility.

(g) In addition to the penalties prescribed in paragraph (f), a student who tests positive in a test administered under this subsection shall attend and complete an appropriate mandatory drug education program conducted by the student's school, the student's school district, or a third-party organization contracted by the school or school district to conduct such an education program.

(h) The following due process shall be afforded each student who tests positive in a test administered under this subsection:

1. The member school may challenge a positive finding and must challenge a positive finding at the request of the student. A sample of the original specimen provided by the student and retained by the testing agency shall be analyzed. The member school or the student's parent shall pay the cost of the analysis. If the analysis results in a positive finding, the student shall remain ineligible until the prescribed penalty is fulfilled. If the analysis results in a negative finding, the organization shall immediately restore the eligibility of the student and shall refund to the member school or student's parent the cost of the analysis. The student shall remain suspended from interscholastic athletic practice and competition during the challenge.

2.a. A member school may appeal to the organization's commissioner the period of ineligibility imposed on a student as a result of a positive finding and must appeal at the request of the student. The commissioner may require the student to complete the prescribed penalty, reduce the prescribed penalty by one-half, or provide complete relief from the prescribed penalty. Regardless of the decision of the commissioner, the student shall remain ineligible until the student tests negative on the mandatory exit test and the student's eligibility is restored by the organization.

b. Should the school or student be dissatisfied with the decision of the commissioner, the school may pursue the appeal before the organization's board of directors and must do so at the request of the student. The board of directors may require the student to complete the prescribed penalty, reduce the prescribed penalty by one-half, or provide complete relief from the prescribed penalty. Regardless of the decision of the board of directors, the student shall remain ineligible until the student tests negative on the mandatory exit test and the student's eligibility is restored by the organization. The decision of the board of directors on each appeal shall be final.

c. Technical experts may serve as consultants to both the organization's commissioner and its board of directors in connection with such appeals.

(i) No later than October 1, 2007, the organization shall submit to the President of the Senate and the Speaker of the House of Representatives a

report on the results of the program. The report shall include statistics on the number of students tested; the number of violations; the number of challenges and their results; the number of appeals and their dispositions; and the costs incurred by the organization in the administration of the program, including attorney's fees and other expenses of litigation.

(j) The organization, members of its board of directors, and its employees and member schools and their employees are exempt from civil liability arising from any act or omission in connection with the program conducted under this subsection. The Department of Legal Affairs shall defend the organization, members of its board of directors, and its employees and member schools and their employees in any action against such parties arising from any such act or omission. In providing such defense, the Department of Legal Affairs may employ or utilize the legal services of outside counsel.

(k) The program shall be conducted to the extent funded by the Legislature. In order to conduct the program within appropriated funds, the organization is authorized to implement the program in only one, two, or three of the named sports. All expenses

#### ===== TITLE AMENDMENT =====

Remove line(s) 20 and insert:

postseason competition in football, baseball, girls' softball, and

Rep. Arza moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

**HB 1299**—A bill to be entitled An act relating to areas of critical state concern; amending s. 125.0108, F.S.; authorizing the continued levy of the tourist impact tax in areas of critical state concern removed from designation; amending s. 212.055, F.S.; authorizing certain counties to continue the use of a portion of local government infrastructure surtax proceeds for certain purposes after removal of designation of an area as an area of critical state concern; amending s. 380.0552, F.S.; providing requirements, procedures, and criteria for Administration Commission removal of designation of the Florida Keys Area as an area of critical state concern; requiring removal of the designation under certain circumstances; providing for judicial review of Administration Commission determinations; amending s. 380.0666, F.S.; revising the powers of a land authority in an area of critical state concern to acquire property to provide affordable housing; providing for continued power of a land authority to acquire property within an area of critical state concern removed from designation; amending s. 380.0674, F.S.; providing for the continuation of a land authority in an area of critical state concern after removal of the designation; amending s.4, ch. 99-395, Laws of Florida; authorizing local governments in areas of critical state concern removed from designation to continue to enact ordinances relating to central sewerage systems; providing for continuation of existing state liability in certain inverse condemnation actions related to the Florida Keys Area after removal of designation; providing an effective date.

The Local Government Council recommended the following:

**HB 1299 CS**—A bill to be entitled An act relating to areas of critical state concern; amending s. 125.0108, F.S.; authorizing the continued levy of the tourist impact tax for a certain period in areas of critical state concern removed from designation; providing for continued levy beyond that period pursuant to referendum approval of an ordinance reauthorizing the levy; amending s. 212.055, F.S.; authorizing certain counties to continue the use of a portion of local government infrastructure surtax proceeds for certain purposes for a certain period after removal of designation of an area as an area of critical state concern; providing for continued use of a portion of such proceeds for certain purposes pursuant to ordinance; amending s. 380.0552, F.S.; providing requirements, procedures, and criteria for Administration Commission removal of designation of the Florida Keys Area as an area of critical state concern; requiring removal of the designation under certain circumstances; providing for judicial review of Administration Commission determinations; requiring review of proposed comprehensive plans and amendments to existing plans after removal of designation and providing

review criteria; amending s. 380.0666, F.S.; revising the powers of a land authority in an area of critical state concern to acquire property to provide affordable housing; providing for continued power of a land authority to acquire property within an area of critical state concern removed from designation; amending s. 380.0674, F.S.; providing for the continuation of a land authority in an area of critical state concern after removal of the designation; amending s.4, ch. 99-395, Laws of Florida; authorizing local governments in areas of critical state concern removed from designation to continue to enact ordinances relating to central sewerage systems; providing for continuation of existing state liability in certain inverse condemnation actions related to the Florida Keys Area after removal of designation; providing an effective date.

—was read the second time by title.

Representative(s) Sorensen offered the following:

(Amendment Bar Code: 197621)

**Amendment 1**—Remove lines 124-136 and insert:

(a) Between July 12, 2008, and August 30, 2008, the state land planning agency shall submit a written report to the Administration Commission describing in detail the progress of the Florida Keys Area toward accomplishing the tasks of the work program as defined in paragraph (c) and providing a recommendation as to whether substantial progress toward accomplishing the tasks of the work program has been achieved. Subsequent to receipt of the report, the Administration Commission shall determine, prior to October 1, 2008, whether substantial progress has been achieved toward accomplishing the tasks of the work program. The designation of the Florida Keys Area as an area of critical state concern under this section shall be removed October 1, 2009, unless the Administration

Rep. Sorensen moved the adoption of the amendment, which was adopted.

Representative(s) Sorensen offered the following:

(Amendment Bar Code: 784547)

**Amendment 2**—Remove lines 187-198 and insert:

(d) The determination of the Administration Commission as to whether substantial progress has been made toward accomplishing the tasks of the work program may be judicially reviewed pursuant to chapter 86. All proceedings shall be conducted in the circuit court of the judicial circuit where the Administration Commission maintains its headquarters and shall be initiated within 30 days after rendition of the Administration Commission's determination. The Administration Commission's determination as to whether substantial progress has been made toward accomplishing the tasks of the work program shall be upheld if it is supported by competent and substantial evidence and shall not be subject to administrative review under chapter 120.

Rep. Sorensen moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

On motion by Rep. Goodlette, the House moved to the order of—

## Messages from the Senate

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5001, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King,

Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5001**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2006, and ending June 30, 2007, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

(Senate Amendment 1 attached to original bill.)

Under Rule 12.10, Senate Amendment 1 was not printed in the *Journal*.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5001 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5003, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5003**—A bill to be entitled An act implementing the 2006-2007 General Appropriations Act; providing legislative intent; providing for use of specified calculations with respect to the Florida Education Finance Program; amending s. 1004.065, F.S.; providing a limitation on university and direct-support organization financings; amending s. 287.057, F.S.; authorizing the Department of Children and Family Services to contract with a private provider for a sexually violent predator facility; authorizing the Department of Corrections and the Department of Juvenile Justice to make certain expenditures to defray costs incurred by a municipality or county as a result of opening or operating a facility under authority of the respective department; amending s. 216.262, F.S.; providing for additional positions to operate additional prison bed capacity under certain circumstances; authorizing transfer of certain funds between the courts and the Justice Administrative Commission to meet certain shortfalls in due process services appropriations; providing for expenditure of funds from unallocated general revenue to offset deficiencies in due process services; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 112.061, F.S.; providing for computation of travel time and reimbursement for public officers' and employees' travel; directing the Department of Environmental Protection to make specified awards of grant moneys for pollution control purposes; directing the Department of Environmental Protection to conduct a pilot program for expedited site evaluation and cleanup of port and airport facilities for redevelopment and expansion; providing guidelines for such program; creating the Caloosahatchee-St. Lucie

Rivers Corridor Advisory Council; providing a definition; providing for appointment of members, per diem and travel expenses, staff, and duties of the advisory council; exempting staff from pt. II of ch. 110, F.S., relating to the Career Service System; requiring recommendations to the Legislature; requiring a report to the Legislature and Governor by a specific date; providing for expiration of the advisory council; creating the Fuel Distributors Emergency Power Assistance Grant Program within the Department of Community Affairs; amending s. 373.1961, F.S.; requiring the water management districts to fund certain alternative water supply projects; amending ss. 373.459 and 403.890, F.S.; requiring the water management districts to fund certain surface water improvement projects; amending s. 403.1838, F.S.; requiring the Department of Environmental Protection to fund certain wastewater projects; amending s. 120.551, F.S.; continuing Internet publication of certain notices of the Department of Environmental Protection and the Board of Trustees of the Internal Improvement Trust Fund; amending s. 502.015, F.S.; authorizing moneys in the General Inspection Trust Fund to be appropriated for certain programs operated by the Department of Agriculture and Consumer Services; amending s. 11.151, F.S.; increasing the contingency fund for the legislative presiding officers; amending s. 320.08058, F.S.; authorizing proceeds from the Professional Sports Development Trust Fund to be used for operational expenses of the Florida Sports Foundation and financial support of the Sunshine State Games; amending s. 253.034, F.S.; authorizing deposit of funds from the sale of property by the Department of Highway Safety and Motor Vehicles located in Palm Beach County; amending s. 402.3017, F.S.; authorizing the Agency for Workforce Innovation to administer Teacher Education and Compensation Helps (TEACH) scholarship program; amending s. 216.292, F.S.; authorizing the Governor to recommend fixed capital outlay projects funded by Federal Emergency Management Agency grants; providing for review by the Legislative Budget Commission; authorizing state agencies to make cash awards to state employees demonstrating satisfactory service to the agency or the state; providing limits on such awards; requiring a report with respect thereto; providing finding of best interest of the state for authorization and issuance of certain debt; providing effect of veto of specific appropriation or proviso to which implementing language refers; providing for future repeal or expiration of various provisions; providing for reversion of certain provisions; incorporating by reference specified performance measures and standards directly linked to the appropriations made in the 2006-2007 General Appropriations Act, as required by the Government Performance and Accountability Act of 1994; providing severability; providing effective dates.

(Amendment Bar Code: 194982)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for fiscal year 2006-2007.

Section 2. In order to implement Specific Appropriations 7, 8, and 91-97 of the 2006-2007 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2006-2007 fiscal year in the document entitled "Public School Funding The Florida Education Finance Program" dated March 24, 2006, and filed with the Secretary of the Senate are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of the Florida Statutes, in making appropriations for the Florida Education Finance Program.

Section 3. In order to implement Specific Appropriations 1594 and 1596 of the 2006-2007 General Appropriations Act, subsection (2) of section 215.18, Florida Statutes, is amended to read:

215.18 Transfers between funds; limitation.--Whenever there exists in any fund provided for by s. 215.32 a deficiency which would render such fund insufficient to meet its just requirements, and there shall exist in the other funds in the State Treasury moneys which are for the time being or otherwise in excess of the amounts necessary to meet the just requirements of such last-mentioned funds, the Governor may order a temporary transfer of moneys



from one fund to another in order to meet temporary deficiencies in a particular fund without resorting to the necessity of borrowing money and paying interest thereon.

(2) Notwithstanding subsection (1) and for the ~~2006-2007~~ ~~2005-2006~~ fiscal year only, the repayment period for funds temporarily transferred in fiscal year 2004-2005 to meet deficiencies resulting from hurricanes striking this state in 2004 may be extended until grants awarded by the Federal Emergency Management Agency for FEMA Disaster Declarations 1539-DR-FL, 1545-DR-FL, 1551-DR-FL, and 1561-DR-FL are received. This subsection expires July 1, ~~2007~~ ~~2006~~.

Section 4. In order to fulfill legislative intent regarding the use of funds contained in Specific Appropriations 720, 731, 741, and 1167 of the 2006-2007 General Appropriations Act, the Department of Corrections and the Department of Juvenile Justice may expend appropriated funds to assist in defraying the costs of impacts that are incurred by a municipality or county and associated with opening or operating a facility under the authority of the respective department which is located within that municipality or county. The amount that is to be paid under this section for any facility may not exceed 1 percent of the facility construction cost, less building impact fees imposed by the municipality or by the county if the facility is located in the unincorporated portion of the county. This section expires July 1, 2007.

Section 5. In order to implement Specific Appropriations 710-805 and 833-847A of the 2006-2007 General Appropriations Act, subsection (4) of section 216.262, Florida Statutes, is amended to read:

216.262 Authorized positions.--

(4) Notwithstanding the provisions of this chapter on increasing the number of authorized positions, and for the ~~2006-2007~~ ~~2005-2006~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the March 21, 2006 ~~February 14, 2005~~, Criminal Justice Estimating Conference by 1 percent for 2 consecutive months or 2 percent for any month, the Executive Office of the Governor, with the approval of the Legislative Budget Commission, shall immediately notify the Criminal Justice Estimating Conference, which shall convene as soon as possible to revise the estimates. The Department of Corrections may then submit a budget amendment requesting the establishment of positions in excess of the number authorized by the Legislature and additional appropriations from unallocated general revenue ~~the General Revenue Fund or the Working Capital Fund~~ sufficient to provide for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population. All actions taken pursuant to the authority granted in this subsection shall be subject to review and approval by the Legislative Budget Commission. This subsection expires July 1, ~~2007~~ ~~2006~~.

Section 6. In order to implement Specific Appropriations 875, 876, 878, 879, and 3275 of the 2006-2007 General Appropriations Act, if a deficit is projected by the Justice Administrative Commission or the state courts in any specific appropriation provided for due process services, the Governor or the Chief Justice of the Supreme Court, respectively, may submit a budget amendment for consideration by the Legislative Budget Commission to authorize the expenditure of funds from unallocated general revenue to offset such deficiency. Any budget amendment submitted by the Governor to the Legislative Budget Commission shall contain certification by the Justice Administrative Commission that all actions required by s. 29.015, Florida Statutes, have been completed and that no funds exist in any contingency fund appropriation available to the entity projected to experience the deficiency. Any budget amendment submitted by the Supreme Court shall contain certification that the court has completed all actions required by s. 29.016, Florida Statutes, and that no funds exist in any contingency fund available to the state courts system. This section expires July 1, 2007.

Section 7. In order to implement Specific Appropriations 1321 and 1325 of the 2006-2007 General Appropriations Act, the Department of Legal Affairs is authorized to expend appropriated funds in Specific Appropriations 1321 and 1325 on the same programs that were funded by the department pursuant to specific appropriations made in general appropriations acts in prior years.

Section 8. In order to implement the appropriation of funds in Special Categories-Risk Management Insurance of the 2006-2007 General

Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor is authorized to transfer funds appropriated in the appropriation category "Special Categories-Risk Management Insurance" of the 2006-2007 General Appropriations Act between departments in order to align the budget authority granted with the premiums paid by each department for risk management insurance. This section expires July 1, 2007.

Section 9. In order to implement the appropriation of funds in Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased Per Statewide Contract of the 2006-2007 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor is authorized to transfer funds appropriated in the appropriation category "Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased Per Statewide Contract" of the 2006-2007 General Appropriations Act between departments in order to align the budget authority granted with the assessments that must be paid by each agency to the Department of Management Services for human resource management services. This section expires July 1, 2007.

Section 10. In order to implement sections 2-7 of the 2006-2007 General Appropriations Act, paragraph (c) of subsection (5) and paragraph (d) of subsection (6) of section 112.061, Florida Statutes, are amended to read:

112.061 Per diem and travel expenses of public officers, employees, and authorized persons.--

(5) COMPUTATION OF TRAVEL TIME FOR REIMBURSEMENT.--For purposes of reimbursement and methods of calculating fractional days of travel, the following principles are prescribed:

(c) For the 2006-2007 ~~2005-2006~~ fiscal year only and notwithstanding the other provisions of this subsection, for Class C travel, a state traveler shall not be reimbursed on a per diem basis nor shall a traveler receive subsistence allowance. This paragraph expires July 1, ~~2007~~ ~~2006~~.

(6) RATES OF PER DIEM AND SUBSISTENCE ALLOWANCE.--For purposes of reimbursement rates and methods of calculation, per diem and subsistence allowances are divided into the following groups and rates:

(d) For the ~~2006-2007~~ ~~2005-2006~~ fiscal year only and notwithstanding the other provisions of this subsection, for Class C travel, a state traveler shall not be reimbursed on a per diem basis nor shall a traveler receive subsistence allowance. This paragraph expires July 1, ~~2007~~ ~~2006~~.

Section 11. In order to implement Specific Appropriations 2231 and 2861-2869 of the 2006-2007 General Appropriations Act, paragraph (a) of subsection (3) and subsection (6) of section 287.17, Florida Statutes, are reenacted to read:

287.17 Limitation on use of motor vehicles and aircraft.--

(3)

(a) The term "official state business" may not be construed to permit the use of a motor vehicle for commuting purposes, unless special assignment of a motor vehicle is authorized as a perquisite by the Department of Management Services, required by an employee after normal duty hours to perform duties of the position to which assigned, or authorized for an employee whose home is the official base of operation.

(6) It is the intention of the Legislature that persons traveling on state aircraft for purposes consistent with, but not necessarily constituting, official state business may travel only when accompanying persons who are traveling on official state business and that such persons shall pay the state for all costs associated with such travel. Notwithstanding paragraph (3)(a), a person traveling on state aircraft for purposes other than official state business shall pay for any trip not exclusively for state business by paying a prorated share of all fixed and variable expenses related to the ownership, operation, and use of such aircraft.

Section 12. The amendment of s. 287.17, Florida Statutes, by this act shall expire July 1, 2007, and the text of that section shall revert to that in existence on June 30, 2005, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of such text which expire pursuant to this section.

Section 13. Notwithstanding s. 403.7095, Florida Statutes, in order to implement Specific Appropriation 1847 of the 2006-2007 General Appropriations Act, the Department of Environmental Protection shall award:

(1) The sum of \$6,500,000 in grants equally to counties with populations of fewer than 100,000 for waste tire, litter prevention, recycling and education, and general solid waste programs.

(2) The sum of \$1,599,500 in competitive innovative grants to cities and counties on the prioritized list of projects submitted by the Department of Environmental Protection to the Legislature.

This section expires July 1, 2007.

Section 14. In order to implement Specific Appropriation 1847 of the 2006-2007 General Appropriations Act, and for the 2006-2007 fiscal year only, the Department of Environmental Protection shall conduct a pilot program of the efficacy of expedited site evaluation and cleanup of existing public port and airport facility sites that have high redevelopment potential and that serve an immediate and demonstrated public purpose. The department shall conduct the pilot program at sites that will serve as prototypes to evaluate the need for funding in subsequent years.

(1) The pilot program sites selected must include:

(a) A port facility at which petroleum contamination is a potential threat to marine and estuarine waters and is hindering the tourism, trade, and economic development potential for the facility and the surrounding area; and

(b) An airport adjacent to marine or estuarine waters where redevelopment and expansion are likely to be hindered by petroleum contamination issues.

(2) The pilot program should focus on:

(a) Rapid assessment of the scope of the contamination issues;

(b) The effective use of existing site information;

(c) For larger, multiyear projects, the development of project phases, schedules, and budget estimates, including appropriate cost sharing components with affected entities;

(d) Commitment of one-time funds for petroleum contamination assessment, free product removal, soil removal, and restoration that will render site conditions suitable for immediate redevelopment; and

(e) Preparation of an independent oversight report that evaluates the cost-effectiveness of this funding approach with emphasis on the timing of tax benefits that may accrue.

(3) The department is directed to implement this pilot program as soon as possible and report its progress to the Legislature by March 1, 2007.

(4) This section expires July 1, 2007.

Section 15. In order to implement Specific Appropriations 1696A and 1702 and section 26 of the 2006-2007 General Appropriations Act, subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.--

(3)(a) Any moneys in the Land Acquisition Trust Fund which are not pledged for rentals or debt service as provided in subsection (2) may be expended from time to time to acquire land, water areas, and related resources and to construct, improve, enlarge, extend, operate, and maintain capital improvements and facilities in accordance with the plan.

(b) In addition to the uses allowed in paragraph (a), for the 2006-2007 fiscal year, moneys in the Land Acquisition Trust Fund are authorized for transfer to the Florida Forever Trust Fund and the Save Our Everglades Trust Fund to support the programs authorized in chapters 259 and 373. This paragraph expires July 1, 2007.

Section 16. In order to implement section 26 of the 2006-2007 General Appropriations Act, subsection (4) of section 259.032, Florida Statutes, is amended to read:

259.032 Conservation and Recreation Lands Trust Fund; purpose.--

(4)(a) Lands acquired under this section shall be for use as state-designated parks, recreation areas, preserves, reserves, historic or archaeological sites, geologic or botanical sites, recreational trails, forests, wilderness areas, wildlife management areas, urban open space, or other state-designated recreation or conservation lands; or they shall qualify for such state designation and use if they are to be managed by other governmental agencies or nonstate entities as provided for in this section.

(b) In addition to the uses allowed in paragraph (a), moneys may be transferred from the Conservation and Recreation Lands Trust Fund to the Florida Forever Trust Fund. This paragraph expires July 1, 2007.

Section 17. In order to implement section 26 of the 2006-2007 General Appropriations Act, subsection (12) is added to section 373.59, Florida Statutes, to read:

373.59 Water Management Lands Trust Fund.--

(12) In addition to the uses allowed in this section, moneys may be transferred from the Water Management Lands Trust Fund to the Florida Forever Trust Fund. This subsection expires July 1, 2007.

Section 18. In order to implement Specific Appropriation 1790 of the 2006-2007 General Appropriations Act, subsection (3) of section 120.551, Florida Statutes, is amended to read:

120.551 Internet publication.--

(3) This section is repealed effective July 1, ~~2007~~ 2006, unless reviewed and reenacted by the Legislature before that date.

Section 19. In order to implement Specific Appropriations 2788 and 2789 of the 2006-2007 General Appropriations Act, subsection (2) of section 11.151, Florida Statutes, is amended to read:

11.151 Annual legislative appropriation to contingency fund for use of Senate President and House Speaker.--

(2) For the 2006-2007 ~~2005-2006~~ fiscal year only, the contingency fund amounts in subsection (1) are increased to \$20,000. This subsection expires July 1, 2007 ~~2006~~.

Section 20. In order to implement Specific Appropriation 2688 of the 2006-2007 General Appropriations Act, paragraph (b) of subsection (9) of section 320.08058, Florida Statutes, is amended to read:

320.08058 Specialty license plates.--

(9) FLORIDA PROFESSIONAL SPORTS TEAM LICENSE PLATES.--

(b) The license plate annual use fees are to be annually distributed as follows:

1. Fifty-five percent of the proceeds from the Florida Professional Sports Team plate must be deposited into the Professional Sports Development Trust Fund within the Office of Tourism, Trade, and Economic Development. These funds must be used solely to attract and support major sports events in this state. As used in this subparagraph, the term "major sports events" means, but is not limited to, championship or all-star contests of Major League Baseball, the National Basketball Association, the National Football League, the National Hockey League, the men's and women's National Collegiate Athletic Association Final Four basketball championship, or a horseracing or dogracing Breeders' Cup. All funds must be used to support and promote major sporting events, and the uses must be approved by the Florida Sports Foundation.

2. The remaining proceeds of the Florida Professional Sports Team license plate must be allocated to the Florida Sports Foundation, a direct-support organization of the Office of Tourism, Trade, and Economic Development. These funds must be deposited into the Professional Sports Development Trust Fund within the Office of Tourism, Trade, and Economic Development. These funds must be used by the Florida Sports Foundation to promote the economic development of the sports industry; to distribute licensing and royalty fees to participating professional sports teams; to promote education programs in Florida schools that provide an awareness of the benefits of physical activity and nutrition standards; to partner with the Department of Education and the Department of Health to develop a program that recognizes schools whose students demonstrate excellent physical fitness or fitness improvement; to institute a grant program for communities bidding on minor sporting events that create an economic impact for the state; to distribute funds to Florida-based charities designated by the Florida Sports Foundation and the participating professional sports teams; and to fulfill the sports promotion responsibilities of the Office of Tourism, Trade, and Economic Development.

3. The Florida Sports Foundation shall provide an annual financial audit in accordance with s. 215.981 of its financial accounts and records by an independent certified public accountant pursuant to the contract established by the Office of Tourism, Trade, and Economic Development as specified in s. 288.1229(5). The auditor shall submit the audit report to the Office of Tourism, Trade, and Economic Development for review and approval. If the audit report is approved, the office shall certify the audit report to the Auditor General for review.

4. For the ~~2006-2007~~ ~~2005-2006~~ fiscal year only and notwithstanding the provisions of subparagraphs 1. and 2., proceeds from the Professional Sports Development Trust Fund may also be used for operational expenses of the Florida Sports Foundation and financial support of the Sunshine State Games. This subparagraph expires July 1, ~~2007~~ ~~2006~~.

Section 21. In order to implement section 31 of the 2006-2007 General Appropriations Act, subsection (13) of section 253.034, Florida Statutes, is amended to read:

253.034 State-owned lands; uses.--

(13) Notwithstanding the provisions of this section, funds from the sale of property by the Department of Highway Safety and Motor Vehicles located in Palm Beach County are authorized to be deposited into the Highway Safety Operating Trust Fund to facilitate the exchange as provided in the General Appropriations Act, provided that at the conclusion of both exchanges the values are equalized. This subsection expires July 1, ~~2007~~ ~~2006~~.

Section 22. In order to implement proviso language in Specific Appropriation 2304 of the 2006-2007 General Appropriations Act, subsection (4) of section 402.3017, Florida Statutes, is amended to read:

402.3017 Teacher Education and Compensation Helps (TEACH) scholarship program.--

(4) For the ~~2006-2007~~ ~~2005-2006~~ fiscal year only, the Agency for Workforce Innovation shall administer this section. This subsection expires July 1, ~~2007~~ ~~2006~~.

Section 23. In order to implement Specific Appropriation 2772 of the 2006-2007 General Appropriations Act, subsection (3) of section 320.0846, Florida Statutes, is amended to read:

320.0846 Free motor vehicle license plates to active members of the Florida National Guard.--

(3) This section expires July 1, ~~2007~~ ~~2006~~.

Section 24. In order to implement Specific Appropriations 1594, 1596, 1598, 1600, 1608, and 1609 of the 2006-2007 General Appropriations Act, subsection (5) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.--

(5)(a) A transfer of funds may not result in the initiation of a fixed capital outlay project that has not received a specific legislative appropriation, except that federal funds for fixed capital outlay projects for the Department of Military Affairs, which do not carry a continuing commitment on future appropriations by the Legislature, may be approved by the Executive Office of the Governor for the purpose received, subject to the notice, review, and objection procedures set forth in s. 216.177.

(b) Notwithstanding paragraph (a), and for the 2006-2007 fiscal year only, the Governor may recommend the initiation of fixed capital outlay projects funded by grants awarded by the Federal Emergency Management Agency for FEMA Disaster Declarations 1539-DR-FL, 1545-DR-FL, 1551-DR-FL, 1561-DR-FL, 1595-DR-FL, 1602-DR-FL, and 1609-DR-FL. All actions taken pursuant to the authority granted in this paragraph are subject to review and approval by the Legislative Budget Commission. This paragraph expires July 1, 2007.

Section 25. In order to implement Specific Appropriation 2132 of the 2006-2007 General Appropriations Act, subsection (3) is added to section 311.22, Florida Statutes, to read:

311.22 Additional authorization for funding certain dredging projects.--

(3) For the 2006-2007 fiscal year only and notwithstanding the matching basis specified in subsection (1), funding for projects in subsection (1) shall require a minimum 25 percent match of funds received pursuant to this section. This subsection expires July 1, 2007.

Section 26. In order to implement Specific Appropriation 2304 of the 2006-2007 General Appropriations Act, subsection (9) of section 411.01, Florida Statutes, is amended to read:

411.01 School readiness programs; early learning coalitions.--

(9) FUNDING; SCHOOL READINESS PROGRAM.--

(a) It is the intent of this section to establish an integrated and quality seamless service delivery system for all publicly funded early childhood education and child care programs operating in this state.

(b)1. The Agency for Workforce Innovation shall administer school readiness funds, plans, and policies and shall prepare and submit a unified budget request for the school readiness system in accordance with chapter 216.

2. All instructions to early learning coalitions for administering this section shall emanate from the Agency for Workforce Innovation in accordance with the policies of the Legislature.

(c) The Agency for Workforce Innovation shall ~~recommend~~ adopt a formula for the allocation among the early learning coalitions of all state and federal school readiness funds for children participating in public or private school readiness programs based upon equity and performance. The allocation formula must be submitted to the Governor and the Legislature no later than January 1 of each year. The Legislature shall specify in the annual General Appropriations Act any changes from the allocation methodology for the prior fiscal year which must be used by the Agency for Workforce Innovation in allocating the appropriations provided in the General Appropriations Act ~~Legislative Budget Commission. Upon approval, the Legislative Budget Commission shall authorize the Agency for Workforce Innovation to distribute funds in accordance with the allocation formula. For fiscal year 2004-2005, the Agency for Workforce Innovation shall allocate funds to the early learning coalitions consistent with the fiscal year 2003-2004 funding allocations to the school readiness coalitions.~~

(d) All state, federal, and required local maintenance-of-effort or matching funds provided to an early learning coalition for purposes of this section shall be used by the coalition for implementation of its school readiness plan, including the hiring of staff to effectively operate the coalition's school readiness program. As part of plan approval and periodic plan review, the Agency for Workforce Innovation shall require that administrative costs be kept to the minimum necessary for efficient and effective administration of the school readiness plan, but total administrative expenditures must not exceed 5 percent unless specifically waived by the Agency for Workforce Innovation. The Agency for Workforce Innovation shall annually report to the Legislature any problems relating to administrative costs.

(e) The Agency for Workforce Innovation shall annually distribute, to a maximum extent practicable, all eligible funds provided under this section as block grants to the early learning coalitions.

(f) State funds appropriated for the school readiness program may not be used for the construction of new facilities or the purchase of buses. The Agency for Workforce Innovation shall present to the Legislature recommendations for providing necessary transportation services for school readiness programs.

(g) All cost savings and all revenues received through a mandatory sliding fee scale shall be used to help fund each early learning coalition's school readiness program.

Section 27. The amendment of s. 411.01, Florida Statutes, by this act shall expire July 1, 2007, and the text of that section shall revert to that in existence on June 30, 2006, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of such text which expire pursuant to this section.

Section 28. In order to implement the transfer of moneys to the General Revenue Fund in the 2006-2007 General Appropriations Act, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.--

(2) The source and use of each of these funds shall be as follows:

(b)1. The trust funds shall consist of moneys received by the state which under law or under trust agreement are segregated for a purpose authorized by law. The state agency or branch of state government receiving or collecting such moneys shall be responsible for their proper expenditure as provided by law. Upon the request of the state agency or branch of state government responsible for the administration of the trust fund, the Chief Financial Officer may establish accounts within the trust fund at a level considered necessary for proper accountability. Once an account is established within a trust fund, the Chief Financial Officer may authorize payment from that account only upon determining that there is sufficient cash and releases at the level of the account.

2. In addition to other trust funds created by law, to the extent possible, each agency shall use the following trust funds as described in this subparagraph for day-to-day operations:

a. Operations or operating trust fund, for use as a depository for funds to be used for program operations funded by program revenues, with the exception

of administrative activities when the operations or operating trust fund is a proprietary fund.

b. Operations and maintenance trust fund, for use as a depository for client services funded by third-party payors.

c. Administrative trust fund, for use as a depository for funds to be used for management activities that are departmental in nature and funded by indirect cost earnings and assessments against trust funds. Proprietary funds are excluded from the requirement of using an administrative trust fund.

d. Grants and donations trust fund, for use as a depository for funds to be used for allowable grant or donor agreement activities funded by restricted contractual revenue from private and public nonfederal sources.

e. Agency working capital trust fund, for use as a depository for funds to be used pursuant to s. 216.272.

f. Clearing funds trust fund, for use as a depository for funds to account for collections pending distribution to lawful recipients.

g. Federal grant trust fund, for use as a depository for funds to be used for allowable grant activities funded by restricted program revenues from federal sources.

To the extent possible, each agency must adjust its internal accounting to use existing trust funds consistent with the requirements of this subparagraph. If an agency does not have trust funds listed in this subparagraph and cannot make such adjustment, the agency must recommend the creation of the necessary trust funds to the Legislature no later than the next scheduled review of the agency's trust funds pursuant to s. 215.3206.

3. All such moneys are hereby appropriated to be expended in accordance with the law or trust agreement under which they were received, subject always to the provisions of chapter 216 relating to the appropriation of funds and to the applicable laws relating to the deposit or expenditure of moneys in the State Treasury.

4.a. Notwithstanding any provision of law restricting the use of trust funds to specific purposes, unappropriated cash balances from selected trust funds may be authorized by the Legislature for transfer to the Budget Stabilization Fund and General Revenue Fund in the General Appropriations Act.

b. This subparagraph does not apply to trust funds required by federal programs or mandates; trust funds established for bond covenants, indentures, or resolutions whose revenues are legally pledged by the state or public body to meet debt service or other financial requirements of any debt obligations of the state or any public body; the State Transportation Trust Fund; the trust fund containing the net annual proceeds from the Florida Education Lotteries; the Florida Retirement System Trust Fund; trust funds under the management of the State Board of Education, where such trust funds are for auxiliary enterprises, self-insurance, and contracts, grants, and donations, as those terms are defined by general law; trust funds that serve as clearing funds or accounts for the Chief Financial Officer or state agencies; trust funds that account for assets held by the state in a trustee capacity as an agent or fiduciary for individuals, private organizations, or other governmental units; and other trust funds authorized by the State Constitution.

Section 29. The amendment of section 215.32, Florida Statutes, by this act shall expire July 1, 2007, and the text of that section shall revert to that in existence on June 30, 2006, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of such text which expire pursuant to this section.

Section 30. In order to implement the issuance of new debt authorized in the 2006-2007 General Appropriations Act, and pursuant to the requirements of s. 215.98, Florida Statutes, the Legislature determines that the authorization and issuance of debt for the 2006-2007 fiscal year is in the best interest of the state and should be implemented.

Section 31. A section of this act which implements a specific appropriation or specifically identified proviso language in the 2006-2007 General Appropriations Act is void if the specific appropriation or specifically identified proviso language is vetoed. A section of this act which implements more than one specific appropriation or more than one portion of specifically identified proviso language in the 2006-2007 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 32. If any other act passed in 2006 contains a provision that is substantively the same as a provision in this act, but that removes or is otherwise not subject to the future repeal applied to such provision by this act, the Legislature intends that the provision in the other act shall take precedence and shall continue to operate, notwithstanding the future repeal provided by this act.

Section 33. The agency performance measures and standards in the document entitled "Performance Measures and Standards Approved by the Legislature for Fiscal Year 2006-2007" dated March 24, 2006, and filed with the Secretary of the Senate are incorporated by reference. Such performance measures and standards are directly linked to the appropriations made in the General Appropriations Act for fiscal year 2006-2007, as required by the Government Performance and Accountability Act of 1994. State agencies are directed to revise their long-range program plans required under s. 216.013, Florida Statutes, to be consistent with these performance measures and standards.

Section 34. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.

Section 35. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2006; or, if this act fails to become a law until after that date, it shall take effect upon becoming a law and shall operate retroactively to July 1, 2006.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act implementing the 2006-2007 General Appropriations Act; providing legislative intent; providing for use of specified calculations with respect to the Florida Education Finance Program; amending s. 215.18, F.S.; authorizing extension of repayment periods for moneys transferred between funds as a result of hurricanes striking the state in 2004; authorizing the Department of Corrections and the Department of Juvenile Justice to make certain expenditures to defray costs incurred by a municipality or county as a result of opening or operating a facility under authority of the respective department; amending s. 216.262, F.S.; providing for additional positions to operate additional prison bed capacity under certain circumstances; providing for expenditure of funds from unallocated general revenue to offset deficiencies in due process services; authorizing the Department of Legal Affairs to expend appropriated funds on programs funded in the preceding fiscal year; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 112.061, F.S.; providing for computation of travel time and reimbursement for public officers' and employees' travel; reenacting s. 287.17(3)(a) and (6), F.S.; authorizing the use of state aircraft for commuting; directing the Department of Environmental Protection to make specified awards of grant moneys for pollution control purposes; directing the Department of Environmental Protection to conduct a pilot program for expedited site evaluation and cleanup of port and airport facilities for redevelopment and expansion; providing guidelines for such program; amending s. 375.041, F.S.; authorizing transfer of moneys from the Land Acquisition Trust Fund to the Florida Forever Trust Fund and the Save Our Everglades Trust Fund to support specified programs; amending s. 259.032, F.S.; authorizing transfer of moneys from the Conservation and Recreation Lands Trust Fund to the Florida Forever Trust Fund; amending s. 373.59, F.S.; authorizing transfer of moneys from the Water Management Lands Trust Fund to the Florida Forever Trust Fund; amending s. 120.551, F.S.; continuing Internet publication of certain notices of the Department of Environmental Protection and the Board of Trustees of the Internal Improvement Trust Fund; amending s. 11.151, F.S.; increasing the contingency fund for the legislative presiding officers; amending s. 320.08058, F.S.; authorizing proceeds from the Professional Sports Development Trust Fund to be used for operational expenses of the Florida

Sports Foundation and financial support of the Sunshine State Games; amending s. 253.034, F.S.; authorizing deposit of funds from the sale of property by the Department of Highway Safety and Motor Vehicles located in Palm Beach County; amending s. 402.3017, F.S.; requiring the Agency for Workforce Innovation to administer Teacher Education and Compensation Helps (TEACH) scholarship program; amending s. 320.0846, F.S.; providing for free motor vehicle license plates for active members of the Florida National Guard; amending s. 216.292, F.S.; authorizing the Governor to recommend fixed capital outlay projects funded by Federal Emergency Management Agency grants; providing for review by the Legislative Budget Commission; amending s. 311.22, F.S.; prescribing the matching fund basis for dredging projects that meet specified conditions; amending s. 411.01, F.S.; requiring the Agency for Workforce Innovation to recommend a formula to allocate funds; providing for changes in the allocation of funds to be specified in the General Appropriations Act; eliminating approval of the allocation formula by the Legislative Budget Commission; eliminating an obsolete provision; reenacting s. 215.32(2)(b), F.S., relating to the source and use of trust funds; providing finding of best interest of the state for authorization and issuance of certain debt; providing effect of veto of specific appropriation or proviso to which implementing language refers; providing for future repeal or expiration of various provisions; providing for reversion of certain provisions; incorporating by reference specified performance measures and standards directly linked to the appropriations made in the 2006-2007 General Appropriations Act, as required by the Government Performance and Accountability Act of 1994; providing severability; providing, conditionally, for retroactive operation; providing effective dates.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5003 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5005, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5005**—A bill to be entitled An act relating to education funding; amending s. 201.15, F.S.; revising the use of excise taxes on documents distributed to the Public Education Capital Outlay and Debt Service Trust Fund; amending s. 551.106, F.S.; allowing slot machine tax revenue to be made available for bond payments if necessary to comply with bond covenants; amending s. 1001.451, F.S.; authorizing regional consortium service organizations to determine the use of funds; specifying the time period for distribution of funds; amending s. 1003.03, F.S.; revising the schedule of the implementation of class size compliance at the district and school levels; amending s. 1009.535, F.S.; increasing the award for Florida Medallion Scholars enrolled in community college associate degree programs; amending s. 1011.62, F.S.; revising provisions relating to the funding computation of special programs; authorizing additional full-time equivalent membership for the Florida Virtual School; revising provisions relating to the prior year final taxable value; amending s. 1013.62, F.S.; revising charter school capital outlay funding eligibility criteria and allocation of funds; amending s. 1013.64, F.S.; revising construction cost

maximums for school district capital outlay projects; revising programs the funds of which must meet the construction cost maximums; conforming provisions; creating s. 1013.734, F.S.; establishing the Class Size Reduction Construction Completion Program; providing for the allocation of funds; providing requirements for district participation in the program; providing for use of the funds; amending s. 1013.738, F.S.; conforming provisions; creating s. 1013.739, F.S.; establishing the Classroom Capacity Assistance Grant Program; providing for the allocation of funds; providing requirements for district participation in the program; providing for use of the funds; providing effective dates.

(Amendment Bar Code: 582172)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. The Legislature intends to revise laws relating to education funding.

Section 2. This act shall take effect July 1, 2006.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to education funding; expressing the legislative intent to revise laws relating to education funding; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5005 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5007, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5007**—A bill to be entitled An act relating to health care; amending s. 400.23, F.S.; revising minimum staffing requirements for nursing homes; amending s. 409.904, F.S.; revising requirements relating to eligibility of certain women for family planning services; amending s. 409.905, F.S.; revising requirements for the hospitalist program; removing a provision authorizing the Agency for Health Care Administration to seek certain waivers to implement the program; amending s. 409.906, F.S.; revising provisions relating to optional adult dental and visual services covered by Medicaid; amending s. 409.907, F.S.; revising the enrollment effective date for Medicaid providers; providing procedures for payment for certain claims for services; amending s. 409.9081, F.S.; revising the limitation on Medicaid recipient copayments for emergency room services; amending s. 409.911, F.S., relating to the hospital disproportionate share program; revising the method for calculating disproportionate share payments to hospitals; deleting obsolete provisions; amending s. 409.9113, F.S.; providing guidelines for distribution of disproportionate share funds to certain teaching hospitals;

amending s. 409.9117, F.S., relating to the primary care disproportionate share program; revising the time period during which the agency shall not distribute certain moneys; amending s. 409.912, F.S., relating to cost-effective purchasing of health care; deleting an obsolete provision requiring a certain percentage of capitation paid to managed care plans to be expended for behavioral health services; providing that adjustments for health status be considered in agency evaluations of the cost-effectiveness of Medicaid managed care plans; providing requirements for Medicaid capitation payments for managed long-term care programs and payments for Medicaid home and community-based services; amending s. 409.9122, F.S.; revising enrollment limits for Medicaid recipients who are subject to mandatory assignment to managed care plans and MediPass; amending s. 624.91, F.S.; requiring the Florida Healthy Kids Corporation to return certain unspent funds based on a formula developed by the corporation; amending s. 430.705, F.S., relating to implementation of the long-term care community diversion pilot projects; providing requirements for Medicaid capitation payments for managed long-term care programs and payments for Medicaid home and community-based services; providing an effective date.

(Amendment Bar Code: 070802)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. Paragraph (b) of subsection (1) and subsections (12) and (23) of section 409.906, Florida Statutes, are amended to read:

409.906 Optional Medicaid services.--Subject to specific appropriations, the agency may make payments for services which are optional to the state under Title XIX of the Social Security Act and are furnished by Medicaid providers to recipients who are determined to be eligible on the dates on which the services were provided. Any optional service that is provided shall be provided only when medically necessary and in accordance with state and federal law. Optional services rendered by providers in mobile units to Medicaid recipients may be restricted or prohibited by the agency. Nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. If necessary to safeguard the state's systems of providing services to elderly and disabled persons and subject to the notice and review provisions of s. 216.177, the Governor may direct the Agency for Health Care Administration to amend the Medicaid state plan to delete the optional Medicaid service known as "Intermediate Care Facilities for the Developmentally Disabled." Optional services may include:

(1) ADULT DENTAL SERVICES.--

(b) Beginning ~~July 1, 2006~~ ~~January 1, 2005~~, the agency may pay for full and partial dentures, the procedures required to seat full or partial dentures, and the repair and relining of full or partial dentures, provided by or under the direction of a licensed dentist, for a recipient who is 21 years of age or older.

(12) ~~CHILDREN'S~~ HEARING SERVICES.--The agency may pay for hearing and related services, including hearing evaluations, hearing aid devices, dispensing of the hearing aid, and related repairs, if provided to a recipient ~~younger than 21 years of age~~ by a licensed hearing aid specialist, otolaryngologist, otologist, audiologist, or physician.

(23) ~~CHILDREN'S~~ VISUAL SERVICES.--The agency may pay for visual examinations, eyeglasses, and eyeglass repairs for a recipient ~~younger than 21 years of age~~, if they are prescribed by a licensed physician specializing in diseases of the eye or by a licensed optometrist.

Section 2. Paragraphs (f) and (k) of subsection (2) of section 409.9122, Florida Statutes, are amended to read:

409.9122 Mandatory Medicaid managed care enrollment; programs and procedures.--

(2)

(f) When a Medicaid recipient does not choose a managed care plan or MediPass provider, the agency shall assign the Medicaid recipient to a managed care plan or MediPass provider. Medicaid recipients who are

subject to mandatory assignment but who fail to make a choice shall be assigned to managed care plans until an enrollment of 35 40 percent in MediPass and 65 60 percent in managed care plans is achieved. Once this enrollment is achieved, the assignments shall be divided in order to maintain an enrollment in MediPass and managed care plans which is in a 35 40 percent and 65 60 percent proportion, respectively. Thereafter, assignment of Medicaid recipients who fail to make a choice shall be based proportionally on the preferences of recipients who have made a choice in the previous period. Such proportions shall be revised at least quarterly to reflect an update of the preferences of Medicaid recipients. The agency shall disproportionately assign Medicaid-eligible recipients who are required to but have failed to make a choice of managed care plan or MediPass, including children, and who are to be assigned to the MediPass program to children's networks as described in s. 409.912(4)(g), Children's Medical Services Network as defined in s. 391.021, exclusive provider organizations, provider service networks, minority physician networks, and pediatric emergency department diversion programs authorized by this chapter or the General Appropriations Act, in such manner as the agency deems appropriate, until the agency has determined that the networks and programs have sufficient numbers to be economically operated. For purposes of this paragraph, when referring to assignment, the term "managed care plans" includes health maintenance organizations, exclusive provider organizations, provider service networks, minority physician networks, Children's Medical Services Network, and pediatric emergency department diversion programs authorized by this chapter or the General Appropriations Act. When making assignments, the agency shall take into account the following criteria:

1. A managed care plan has sufficient network capacity to meet the need of members.

2. The managed care plan or MediPass has previously enrolled the recipient as a member, or one of the managed care plan's primary care providers or MediPass providers has previously provided health care to the recipient.

3. The agency has knowledge that the member has previously expressed a preference for a particular managed care plan or MediPass provider as indicated by Medicaid fee-for-service claims data, but has failed to make a choice.

4. The managed care plan's or MediPass primary care providers are geographically accessible to the recipient's residence.

(k) When a Medicaid recipient does not choose a managed care plan or MediPass provider, the agency shall assign the Medicaid recipient to a managed care plan, except in those counties in which there are fewer than two managed care plans accepting Medicaid enrollees, in which case assignment shall be to a managed care plan or a MediPass provider. Medicaid recipients in counties with fewer than two managed care plans accepting Medicaid enrollees who are subject to mandatory assignment but who fail to make a choice shall be assigned to managed care plans until an enrollment of 35 40 percent in MediPass and 65 60 percent in managed care plans is achieved. Once that enrollment is achieved, the assignments shall be divided in order to maintain an enrollment in MediPass and managed care plans which is in a 35 40 percent and 65 60 percent proportion, respectively. In service areas 1 and 6 of the Agency for Health Care Administration where the agency is contracting for the provision of comprehensive behavioral health services through a capitated prepaid arrangement, recipients who fail to make a choice shall be assigned equally to MediPass or a managed care plan. For purposes of this paragraph, when referring to assignment, the term "managed care plans" includes exclusive provider organizations, provider service networks, Children's Medical Services Network, minority physician networks, and pediatric emergency department diversion programs authorized by this chapter or the General Appropriations Act. When making assignments, the agency shall take into account the following criteria:

1. A managed care plan has sufficient network capacity to meet the need of members.

2. The managed care plan or MediPass has previously enrolled the recipient as a member, or one of the managed care plan's primary care providers or MediPass providers has previously provided health care to the recipient.

3. The agency has knowledge that the member has previously expressed a preference for a particular managed care plan or MediPass provider as indicated by Medicaid fee-for-service claims data, but has failed to make a choice.

4. The managed care plan's or MediPass primary care providers are geographically accessible to the recipient's residence.

5. The agency has authority to make mandatory assignments based on quality of service and performance of managed care plans.

Section 3. Paragraph (a) of subsection (2), subsection (3), and paragraphs (b) and (c) of subsection (4) of section 409.911, Florida Statutes, as amended by section 1 of chapter 2005-358, Laws of Florida, are amended to read:

409.911 Disproportionate share program.--Subject to specific allocations established within the General Appropriations Act and any limitations established pursuant to chapter 216, the agency shall distribute, pursuant to this section, moneys to hospitals providing a disproportionate share of Medicaid or charity care services by making quarterly Medicaid payments as required. Notwithstanding the provisions of s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients.

(2) The Agency for Health Care Administration shall use the following actual audited data to determine the Medicaid days and charity care to be used in calculating the disproportionate share payment:

(a) The average of the 2000, 2001, 1998, 1999, and 2002 ~~2000~~ audited disproportionate share data to determine each hospital's Medicaid days and charity care for the 2006-2007 ~~2004-2005~~ state fiscal year and the average of the 1999, 2000, and 2001 audited disproportionate share data to determine the Medicaid days and charity care for the 2005-2006 state fiscal year.

(3) Hospitals that qualify for a disproportionate share payment solely under paragraph (2)(c) shall have their payment calculated in accordance with the following formulas:

$$DSHP = (HMD/TMSD) \times \$1 \text{ million}$$

Where:

DSHP = disproportionate share hospital payment.

HMD = hospital Medicaid days.

TSD = total state Medicaid days.

Any funds not allocated to hospitals qualifying under this section shall be redistributed to the non-state government owned or operated hospitals with greater than 3,100 ~~3,300~~ Medicaid days.

(4) The following formulas shall be used to pay disproportionate share dollars to public hospitals:

(b) For non-state government owned or operated hospitals with 3,100 ~~3,300~~ or more Medicaid days:

$$DSHP = [(.82 \times HCCD/TCCD) + (.18 \times HMD/TMD)] \\ \times TAAPH \\ TAAPH = TAA - TAAMH$$

Where:

TAA = total available appropriation.

TAAPH = total amount available for public hospitals.

DSHP = disproportionate share hospital payments.

HMD = hospital Medicaid days.

TMD = total state Medicaid days for public hospitals.

HCCD = hospital charity care dollars.

TCCD = total state charity care dollars for public non-state hospitals.

~~1. For the 2005-2006 state fiscal year only, the DSHP for the public nonstate hospitals shall be computed using a weighted average of the disproportionate share payments for the 2004-2005 state fiscal year which uses an average of the 1998, 1999, and 2000 audited disproportionate share data and the disproportionate share payments for the 2005-2006 state fiscal year as computed using the formula above and using the average of the 1999, 2000, and 2001 audited disproportionate share data. The final DSHP for the public nonstate hospitals shall be computed as an average using the calculated payments for the 2005-2006 state fiscal year weighted at 65 percent and the~~

~~disproportionate share payments for the 2004-2005 state fiscal year weighted at 35 percent.~~

2. The TAAPH shall be reduced by \$6,365,257 before computing the DSHP for each public hospital. The \$6,365,257 shall be distributed equally between the public hospitals that are also designated statutory teaching hospitals.

(c) For non-state government owned or operated hospitals with less than 3,100 ~~3,300~~ Medicaid days, a total of \$750,000 shall be distributed equally among these hospitals.

Section 4. Section 409.9113, Florida Statutes, is amended to read:

409.9113 Disproportionate share program for teaching hospitals.--In addition to the payments made under ss. 409.911 and 409.912, the Agency for Health Care Administration shall make disproportionate share payments to statutorily defined teaching hospitals for their increased costs associated with medical education programs and for tertiary health care services provided to the indigent. This system of payments shall conform with federal requirements and shall distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients. For the 2006-2007 ~~2005-2006~~ state fiscal year the agency shall not distribute moneys provided in the General Appropriations Act to statutorily defined teaching hospitals and family practice teaching hospitals under the teaching hospital disproportionate share program. The funds provided for statutorily defined teaching hospitals shall be distributed in the same proportion as funds were distributed under the teaching hospital disproportionate share program during the 2003-2004 fiscal year. The funds provided for family practice teaching hospitals shall be distributed equally among the family practice teaching hospitals.

(1) On or before September 15 of each year, the Agency for Health Care Administration shall calculate an allocation fraction to be used for distributing funds to state statutory teaching hospitals. Subsequent to the end of each quarter of the state fiscal year, the agency shall distribute to each statutory teaching hospital, as defined in s. 408.07, an amount determined by multiplying one-fourth of the funds appropriated for this purpose by the Legislature times such hospital's allocation fraction. The allocation fraction for each such hospital shall be determined by the sum of three primary factors, divided by three. The primary factors are:

(a) The number of nationally accredited graduate medical education programs offered by the hospital, including programs accredited by the Accreditation Council for Graduate Medical Education and the combined Internal Medicine and Pediatrics programs acceptable to both the American Board of Internal Medicine and the American Board of Pediatrics at the beginning of the state fiscal year preceding the date on which the allocation fraction is calculated. The numerical value of this factor is the fraction that the hospital represents of the total number of programs, where the total is computed for all state statutory teaching hospitals.

(b) The number of full-time equivalent trainees in the hospital, which comprises two components:

1. The number of trainees enrolled in nationally accredited graduate medical education programs, as defined in paragraph (a). Full-time equivalents are computed using the fraction of the year during which each trainee is primarily assigned to the given institution, over the state fiscal year preceding the date on which the allocation fraction is calculated. The numerical value of this factor is the fraction that the hospital represents of the total number of full-time equivalent trainees enrolled in accredited graduate programs, where the total is computed for all state statutory teaching hospitals.

2. The number of medical students enrolled in accredited colleges of medicine and engaged in clinical activities, including required clinical clerkships and clinical electives. Full-time equivalents are computed using the fraction of the year during which each trainee is primarily assigned to the given institution, over the course of the state fiscal year preceding the date on which the allocation fraction is calculated. The numerical value of this factor is the fraction that the given hospital represents of the total number of full-time equivalent students enrolled in accredited colleges of medicine, where the total is computed for all state statutory teaching hospitals.

The primary factor for full-time equivalent trainees is computed as the sum of these two components, divided by two.

(c) A service index that comprises three components:

1. The Agency for Health Care Administration Service Index, computed by applying the standard Service Inventory Scores established by the Agency for Health Care Administration to services offered by the given hospital, as reported on Worksheet A-2 for the last fiscal year reported to the agency before the date on which the allocation fraction is calculated. The numerical value of this factor is the fraction that the given hospital represents of the total Agency for Health Care Administration Service Index values, where the total is computed for all state statutory teaching hospitals.

2. A volume-weighted service index, computed by applying the standard Service Inventory Scores established by the Agency for Health Care Administration to the volume of each service, expressed in terms of the standard units of measure reported on Worksheet A-2 for the last fiscal year reported to the agency before the date on which the allocation factor is calculated. The numerical value of this factor is the fraction that the given hospital represents of the total volume-weighted service index values, where the total is computed for all state statutory teaching hospitals.

3. Total Medicaid payments to each hospital for direct inpatient and outpatient services during the fiscal year preceding the date on which the allocation factor is calculated. This includes payments made to each hospital for such services by Medicaid prepaid health plans, whether the plan was administered by the hospital or not. The numerical value of this factor is the fraction that each hospital represents of the total of such Medicaid payments, where the total is computed for all state statutory teaching hospitals.

The primary factor for the service index is computed as the sum of these three components, divided by three.

(2) By October 1 of each year, the agency shall use the following formula to calculate the maximum additional disproportionate share payment for statutorily defined teaching hospitals:

$$TAP = THAF \times A$$

Where:

TAP = total additional payment.

THAF = teaching hospital allocation factor.

A = amount appropriated for a teaching hospital disproportionate share program.

Section 5. Paragraph (b) of subsection (5) of section 624.91, Florida Statutes, is amended to read:

624.91 The Florida Healthy Kids Corporation Act.--

(5) CORPORATION AUTHORIZATION, DUTIES, POWERS.--

(b) The Florida Healthy Kids Corporation shall:

1. Arrange for the collection of any family, local contributions, or employer payment or premium, in an amount to be determined by the board of directors, to provide for payment of premiums for comprehensive insurance coverage and for the actual or estimated administrative expenses.

2. Arrange for the collection of any voluntary contributions to provide for payment of premiums for children who are not eligible for medical assistance under Title XXI of the Social Security Act. ~~Each fiscal year, the corporation shall establish a local match policy for the enrollment of non-Title XXI eligible children in the Healthy Kids program. By May 1 of each year, the corporation shall provide written notification of the amount to be remitted to the corporation for the following fiscal year under that policy. Local match sources may include, but are not limited to, funds provided by municipalities, counties, school boards, hospitals, health care providers, charitable organizations, special taxing districts, and private organizations. The minimum local match cash contributions required each fiscal year and local match credits shall be determined by the General Appropriations Act. The corporation shall calculate a county's local match rate based upon that county's percentage of the state's total non-Title XXI expenditures as reported in the corporation's most recently audited financial statement. In awarding the local match credits, the corporation may consider factors including, but not limited to, population density, per capita income, and existing child health-related expenditures and services.~~

3. Subject to the provisions of s. 409.8134, accept voluntary supplemental local match contributions that comply with the requirements of Title XXI of the Social Security Act for the purpose of providing additional coverage in contributing counties under Title XXI.

4. Establish the administrative and accounting procedures for the operation of the corporation.

5. Establish, with consultation from appropriate professional organizations, standards for preventive health services and providers and comprehensive insurance benefits appropriate to children, provided that such standards for rural areas shall not limit primary care providers to board-certified pediatricians.

6. Determine eligibility for children seeking to participate in the Title XXI-funded components of the Florida KidCare program consistent with the requirements specified in s. 409.814, as well as the non-Title-XXI-eligible children as provided in subsection (3).

7. Establish procedures under which providers of local match to, applicants to and participants in the program may have grievances reviewed by an impartial body and reported to the board of directors of the corporation.

8. Establish participation criteria and, if appropriate, contract with an authorized insurer, health maintenance organization, or third-party administrator to provide administrative services to the corporation.

9. Establish enrollment criteria which shall include penalties or waiting periods of not fewer than 60 days for reinstatement of coverage upon voluntary cancellation for nonpayment of family premiums.

10. Contract with authorized insurers or any provider of health care services, meeting standards established by the corporation, for the provision of comprehensive insurance coverage to participants. Such standards shall include criteria under which the corporation may contract with more than one provider of health care services in program sites. Health plans shall be selected through a competitive bid process. The Florida Healthy Kids Corporation shall purchase goods and services in the most cost-effective manner consistent with the delivery of quality medical care. The maximum administrative cost for a Florida Healthy Kids Corporation contract shall be 15 percent. For health care contracts, the minimum medical loss ratio for a Florida Healthy Kids Corporation contract shall be 85 percent. For dental contracts, the remaining compensation to be paid to the authorized insurer or provider under a Florida Healthy Kids Corporation contract shall be no less than an amount which is 85 percent of premium; to the extent any contract provision does not provide for this minimum compensation, this section shall prevail. The health plan selection criteria and scoring system, and the scoring results, shall be available upon request for inspection after the bids have been awarded.

11. Establish disenrollment criteria in the event local matching funds are insufficient to cover enrollments.

12. Develop and implement a plan to publicize the Florida Healthy Kids Corporation, the eligibility requirements of the program, and the procedures for enrollment in the program and to maintain public awareness of the corporation and the program.

13. Secure staff necessary to properly administer the corporation. Staff costs shall be funded from state and local matching funds and such other private or public funds as become available. The board of directors shall determine the number of staff members necessary to administer the corporation.

14. Provide a report annually to the Governor, Chief Financial Officer, Commissioner of Education, Senate President, Speaker of the House of Representatives, and Minority Leaders of the Senate and the House of Representatives.

15. Establish benefit packages which conform to the provisions of the Florida KidCare program, as created in ss. 409.810-409.820.

Section 6. The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall review the functions currently performed by the Comprehensive Assessment and Review for Long-Term Care Services (CARES) Program within the Department of Elderly Affairs. OPPAGA shall identify the factors affecting the time currently required for CARES staff to assess an individual's eligibility for long-term care services. As part of this study, OPPAGA shall also examine circumstances that could delay an individual's placement into the Long-Term Care Community Diversion pilot



project. OPPAGA shall report its findings to the President of the Senate and the Speaker of the House of Representatives by February 1, 2007.

Section 7. This act shall take effect July 1, 2006.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to medical services; amending s. 409.906, F.S.; authorizing the Agency for Health Care Administration to pay for full or partial dentures for certain recipients and for procedures relating to the seating and repair of dentures; authorizing the provision of hearing and visual services to Medicaid recipients; amending s. 409.9122, F.S., relating to mandatory Medicaid managed care enrollment; revising the percentages for the agency to achieve in enrolling certain Medicaid recipients in managed care plans or in MediPass; amending s. 409.911, F.S.; revising the audited data used by the agency to determine the amount distributed to hospitals under the disproportionate share program; revising the number of Medicaid days used in the calculation; deleting obsolete provisions; amending s. 409.9113, F.S.; providing for the distribution of funds to statutorily defined teaching hospitals and family practice teaching hospitals; amending s. 624.91, F.S.; deleting provisions requiring that the Florida Healthy Kids Corporation establish a local match policy each fiscal year for enrolling certain children in the Healthy Kids program; requiring the Office of Program Policy Analysis and Government Accountability to review the Comprehensive Assessment and Review for Long-Term Care Services (CARES) Program within the Department of Elderly Affairs and report to the President of the Senate and the Speaker of the House of Representatives by a specified date; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5007 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5009, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5009**—A bill to be entitled An act relating to substance abuse and mental health services funding; amending s. 394.457, F.S.; deleting provisions authorizing a reimbursement rate of 100 percent by the Department of Children and Family Services for certain services provided under the Baker Act; amending s. 394.908, F.S.; revising the funding allocation methodology; providing an effective date.

(Amendment Bar Code: 251560)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. Subsection (3) of section 394.457, Florida Statutes, is amended to read:

394.457 Operation and administration.--

(3) **POWER TO CONTRACT.**--The department may contract to provide, and be provided with, services and facilities in order to carry out its responsibilities under this part with the following agencies: public and private hospitals; receiving and treatment facilities; clinics; laboratories; departments, divisions, and other units of state government; the state colleges and universities; the community colleges; private colleges and universities; counties, municipalities, and any other governmental unit, including facilities of the United States Government; and any other public or private entity which provides or needs facilities or services. Baker Act funds for community inpatient, crisis stabilization, short-term residential treatment, and screening services must be allocated to each county pursuant to the department's funding allocation methodology. Notwithstanding the provisions of s. 287.057(5)(f), contracts for community-based Baker Act services for inpatient, crisis stabilization, short-term residential treatment, and screening provided under this part, other than those with other units of government, to be provided for the department must be awarded using competitive sealed bids when the county commission of the county receiving the services makes a request to the department's district office by January 15 of the contracting year. The district shall not enter into a competitively bid contract under this provision if such action will result in increases of state or local expenditures for Baker Act services within the district. Contracts for these Baker Act services using competitive sealed bids will be effective for 3 years. ~~Services contracted for by the department may be reimbursed by the state at a rate up to 100 percent.~~ The department shall adopt rules establishing minimum standards for such contracted services and facilities and shall make periodic audits and inspections to assure that the contracted services are provided and meet the standards of the department.

Section 2. Section 394.908, Florida Statutes, is amended to read:

394.908 Substance abuse and mental health funding equity; distribution of appropriations.--In recognition of the historical inequity ~~among service districts of the former Department of Health and Rehabilitative Services~~ in the funding of substance abuse and mental health services for the districts and region, and in order to rectify this inequity and provide for equitable funding in the future throughout the state, the following funding process shall be ~~used~~ adhered to:

(1) Funding thresholds for substance abuse and mental health services in each of the current districts, statewide, shall be established based on the current number of persons in need per district of substance abuse and mental health services, respectively.

(2) "Persons in need" means those persons who fit the profile of the respective target populations and require mental health or substance abuse services.

(3) ~~Seventy-five percent of~~ Any additional funding beyond the ~~2005-2006 1996-1997~~ fiscal year base appropriation for alcohol, drug abuse, and mental health services shall be allocated to districts for substance abuse and mental health services based on:

(a) Epidemiological estimates of disabilities that ~~which~~ apply to the respective target populations.

(b) A pro rata share distribution that ensures districts below the statewide average funding level per person in each target population of "persons in need" receive funding necessary to achieve equity.

~~(4) The remaining 25 percent shall be allocated based on the number of persons in need of substance abuse and mental health services per district without regard to current funding levels.~~

~~(4)(5)~~ Target populations for persons in need shall be displayed for each district and distributed concurrently with the approved operating budget. The display by target population shall show: The annual number of persons served based on prior year actual numbers, the annual cost per person served, ~~the number of persons served by service cost center~~, and the estimated number of the total target population for persons in need.

~~(5)(6)~~ The annual cost per person served shall be defined as the total actual funding for each target population divided by the number of persons served in the target population for that year.

~~(7) Commencing on July 1, 1998, all additional funding pursuant to this section shall be performance-based.~~

~~(8) For fiscal year 2004-2005 only, and notwithstanding the provisions of this section, all new funds received in excess of fiscal year 2003-2004 recurring appropriations shall be allocated in accordance with the provisions of the General Appropriations Act; however, no district shall receive an allocation of recurring funds less than its initial approved operating budget, plus any distributions of lump sum appropriations or reductions in unfunded budget, for fiscal year 2003-2004. This subsection expires July 1, 2005.~~

~~Section 3. Subsection (10) of section 402.33, Florida Statutes, is repealed.~~

~~Section 4. Subsection (7) of section 409.1671, Florida Statutes, is amended to read:~~

~~409.1671 Foster care and related services; outsourcing.--~~

~~(7) The Florida Coalition for Children, Inc., in consultation with The department, shall develop a plan, in consultation with the Florida Coalition for Children, Inc., based on an independent actuarial study regarding the long-term use and structure of a statewide community-based care risk pool for the protection of eligible lead community-based providers, their subcontractors, and providers of other social services who contract directly with the department. The plan must also outline strategies to maximize federal earnings as they relate to the community-based care risk pool. At a minimum, the plan must allow for the use of federal earnings received from child welfare programs to be allocated to the community-based care risk pool by the department, which earnings are determined by the department to be in excess of the amount appropriated in the General Appropriations Act. The plan must specify the necessary steps to ensure the financial integrity and industry standard risk management practices of the community-based care risk pool and the continued availability of funding from federal, state, and local sources. The plan must also include recommendations that permit the program to be available to entities of the department providing child welfare services until full conversion to community-based care takes place. The final plan shall be submitted to the department and then to the Executive Office of the Governor and the Legislative Budget Commission for formal adoption before January 1, 2005. Upon approval of the plan, the department may expend funds from the risk pool pursuant to the provisions of the plan. By all parties, the department shall issue an interest-free loan that is secured by the cumulative contractual revenue of the community-based care risk pool membership, and the amount of the loan shall equal the amount appropriated by the Legislature for this purpose. The plan shall provide for a governance structure that assures the department the ability to oversee the operation of the community-based care risk pool at least until this loan is repaid in full.~~

~~(a) The purposes for which the community-based care risk pool shall be used include, but are not limited to:~~

- ~~1. Significant changes in the number or composition of clients eligible to receive services.~~
- ~~2. Significant changes in the services that are eligible for reimbursement.~~
- ~~3. Scheduled or unanticipated, but necessary, advances to providers or other cash-flow issues.~~
- ~~4. Proposals to participate in optional Medicaid services or other federal grant opportunities.~~
- ~~5. Appropriate incentive structures.~~
- ~~6. Continuity of care in the event of failure, discontinuance of service, or financial misconduct by a lead agency.~~
- ~~7. Payment for time-limited technical assistance and consultation to lead agencies in the event of serious performance or management problems.~~
- ~~8. Payment for meeting all traditional and nontraditional insurance needs of eligible members.~~
- ~~9. Significant changes in the mix of available funds.~~

~~(b) After approval of the plan in the 2004-2005 fiscal year and annually thereafter, the department may also request in its annual legislative budget request, and the Governor may recommend, that the funding necessary to carry out paragraph (a) be appropriated to the department. Subsequent funding of the community-based care risk pool shall be supported by premiums assessed to members of the community-based care risk pool on a recurring basis. The community-based care risk pool may invest and retain interest earned on these funds. In addition, the department may transfer funds to the community-based care risk pool as available in order to ensure an~~

adequate funding level if the fund is declared to be insolvent and approval is granted by the Legislative Budget Commission. Such payments for insolvency shall be made only after a determination is made by the department or its actuary that all participants in the community-based care risk pool are current in their payments of premiums and that assessments have been made at an actuarially sound level. Such payments by participants in the community-based care risk pool may not exceed reasonable industry standards, as determined by the actuary. Money from this fund may be used to match available federal dollars. Dividends or other payments, with the exception of legitimate claims, may not be paid to members of the community-based care risk pool until the loan issued by the department is repaid in full. Dividends or other payments, with the exception of legitimate claims and other purposes contained in the approved plan, may not be paid to members of the community-based care risk pool unless, at the time of distribution, the community-based care risk pool is deemed actuarially sound and solvent. Solvency shall be determined by an independent actuary contracted by the department. The plan shall be developed in consultation with the Office of Insurance Regulation.

1. Such funds shall constitute partial security for contract performance by lead agencies and shall be used to offset the need for a performance bond. Subject to the approval of the plan, the community-based care risk pool shall be managed by the Florida Coalition for Children, Inc., or the designated contractors of the Florida Coalition for Children, Inc. Nonmembers of the community-based care risk pool may continue to contract with the department but must provide a letter of credit equal to one-twelfth of the annual contract amount in lieu of membership in the community-based care risk pool.

2. The department may separately require a bond to mitigate the financial consequences of potential acts of malfeasance, misfeasance, or criminal violations by the provider.

(c) The department may issue an interest-free loan to the Florida Coalition for Children, Inc., for the purpose of creating a self-insurance program. Such loan shall be secured by the cumulative contractual revenue of the community-based care lead agencies participating in the self-insurance program. The amount of the loan shall be in an amount equal to the amount appropriated by the Legislature for this purpose.

Section 5. This act shall take effect July 1, 2006.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to funding for social services; amending s. 394.457, F.S.; deleting provisions authorizing a reimbursement rate of 100 percent by the Department of Children and Family Services for certain services provided under the Baker Act; amending s. 394.908, F.S.; revising the methodology for distributing funds for certain substance abuse and mental health services; repealing s. 402.33(10), F.S., relating to provisions authorizing the use of certain excess funds for nonrecurring expenditures incurred in providing direct client services and for certain administrative costs; amending s. 409.1671, F.S.; revising provisions requiring that a statewide risk pool be established for community-based providers, their subcontractors, and providers of other social services who contract with the Department of Children and Family Services; requiring that the department develop a plan, in consultation with the Florida Coalition for Children, Inc., regarding the long-term use and structure of the risk pool; deleting certain restrictions governing payments for insolvency; authorizing the department to issue an interest-free loan to the Florida Coalition for Children, Inc.; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5009 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5011, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5011**—A bill to be entitled An act relating to foster care and related services; amending s. 409.1671, F.S.; requiring the Department of Children and Family Services to develop a statewide plan for outsourcing foster care and related services; removing certain plan requirements; removing an obsolete date; authorizing the expenditure of certain funds; removing a requirement to issue certain loans; removing certain provisions relative to the sources of future funding; making conforming changes; removing authority of the Florida Coalition for Children, Inc., or its subcontractors to manage certain risk pool funds; authorizing the department to issue an interest-free loan to the Florida Coalition for Children, Inc., to establish a self-insurance program based on certain appropriations; establishing a 3-year pilot program in Miami-Dade, Monroe, and Broward Counties; providing for the transfer of certain responsibilities from the Department of Children and Family Services to specified community-based care lead agencies; providing for funding the pilot program from grants and federal funds; requiring that the department enter into fixed-payment contracts; requiring that annual financial statements regarding the pilot program be provided to the Governor, the department, and the Legislature; requiring that an independent arbitrator resolve certain disputes related to contracts; requiring that contract management and oversight be conducted by third-party entities; providing an exemption from s. 287.057, F.S.; requiring such entities to submit reports to the Governor and the Legislature; requiring that the department, the lead agencies implementing the pilot program, and the Agency for Health Care Administration develop a plan for integrating certain Medicaid mental health services; specifying that the annual evaluation required in s. 409.1671, F.S., include an evaluation of the pilot program; directing the Office of Program Policy Analysis and Government Accountability and the Office of the Auditor General to complete an evaluation of the pilot program and to report to the Legislature; providing effective dates.

(Amendment Bar Code: 843390)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. Subsection (3) of section 394.457, Florida Statutes, is amended to read:

394.457 Operation and administration.--

(3) **POWER TO CONTRACT.**--The department may contract to provide, and be provided with, services and facilities in order to carry out its responsibilities under this part with the following agencies: public and private hospitals; receiving and treatment facilities; clinics; laboratories; departments, divisions, and other units of state government; the state colleges and universities; the community colleges; private colleges and universities; counties, municipalities, and any other governmental unit, including facilities of the United States Government; and any other public or private entity which provides or needs facilities or services. Baker Act funds for community inpatient, crisis stabilization, short-term residential treatment, and screening services must be allocated to each county pursuant to the department's

funding allocation methodology. Notwithstanding the provisions of s. 287.057(5)(f), contracts for community-based Baker Act services for inpatient, crisis stabilization, short-term residential treatment, and screening provided under this part, other than those with other units of government, to be provided for the department must be awarded using competitive sealed bids when the county commission of the county receiving the services makes a request to the department's district office by January 15 of the contracting year. The district shall not enter into a competitively bid contract under this provision if such action will result in increases of state or local expenditures for Baker Act services within the district. Contracts for these Baker Act services using competitive sealed bids will be effective for 3 years. ~~Services contracted for by the department may be reimbursed by the state at a rate up to 100 percent.~~ The department shall adopt rules establishing minimum standards for such contracted services and facilities and shall make periodic audits and inspections to assure that the contracted services are provided and meet the standards of the department.

Section 2. Section 394.908, Florida Statutes, is amended to read:

394.908 Substance abuse and mental health funding equity; distribution of appropriations.--In recognition of the historical inequity ~~among service districts of the former Department of Health and Rehabilitative Services~~ in the funding of substance abuse and mental health services for the districts and region, and in order to rectify this inequity and provide for equitable funding in the future throughout the state, the following funding process shall be used ~~adhered to~~:

(1) Funding thresholds for substance abuse and mental health services in each of the current districts, statewide, shall be established based on the current number of persons in need per district of substance abuse and mental health services, respectively.

(2) "Persons in need" means those persons who fit the profile of the respective target populations and require mental health or substance abuse services.

(3) ~~Seventy-five percent of~~ Any additional funding beyond the 2005-2006 ~~1996-1997~~ fiscal year base appropriation for alcohol, drug abuse, and mental health services shall be allocated to districts for substance abuse and mental health services based on:

(a) Epidemiological estimates of disabilities that ~~which~~ apply to the respective target populations.

(b) A pro rata share distribution that ensures districts below the statewide average funding level per person in each target population of "persons in need" receive funding necessary to achieve equity.

~~(4) The remaining 25 percent shall be allocated based on the number of persons in need of substance abuse and mental health services per district without regard to current funding levels.~~

~~(4)(5)~~ Target populations for persons in need shall be displayed for each district and distributed concurrently with the approved operating budget. The display by target population shall show: The annual number of persons served based on prior year actual numbers, the annual cost per person served, ~~the number of persons served by service cost center~~, and the estimated number of the total target population for persons in need.

~~(5)(6)~~ The annual cost per person served shall be defined as the total actual funding for each target population divided by the number of persons served in the target population for that year.

~~(7) Commencing on July 1, 1998, all additional funding pursuant to this section shall be performance based.~~

~~(8) For fiscal year 2004-2005 only, and notwithstanding the provisions of this section, all new funds received in excess of fiscal year 2003-2004 recurring appropriations shall be allocated in accordance with the provisions of the General Appropriations Act; however, no district shall receive an allocation of recurring funds less than its initial approved operating budget, plus any distributions of lump sum appropriations or reductions in unfunded budget, for fiscal year 2003-2004. This subsection expires July 1, 2005.~~

Section 3. Subsection (10) of section 402.33, Florida Statutes, is repealed.

Section 4. Subsection (7) of section 409.1671, Florida Statutes, is amended to read:

409.1671 Foster care and related services; outsourcing.--

(7) ~~The Florida Coalition for Children, Inc., in consultation with~~ The department; shall develop a plan, in consultation with the Florida Coalition

for Children, Inc., based on an independent actuarial study regarding the long-term use and structure of a statewide community-based care risk pool for the protection of eligible lead community-based providers, their subcontractors, and providers of other social services who contract directly with the department. ~~The plan must also outline strategies to maximize federal earnings as they relate to the community-based care risk pool. At a minimum, the plan must allow for the use of federal earnings received from child welfare programs to be allocated to the community-based care risk pool by the department, which earnings are determined by the department to be in excess of the amount appropriated in the General Appropriations Act. The plan must specify the necessary steps to ensure the financial integrity and industry-standard risk management practices of the community-based care risk pool and the continued availability of funding from federal, state, and local sources. The plan must also include recommendations that permit the program to be available to entities of the department providing child welfare services until full conversion to community-based care takes place. The final plan shall be submitted to the department and then to the Executive Office of the Governor and the Legislative Budget Commission for formal adoption before January 1, 2005. Upon approval of the plan, the department may expend funds from the risk pool pursuant to the provisions of the plan, by all parties, the department shall issue an interest-free loan that is secured by the cumulative contractual revenue of the community-based care risk pool membership, and the amount of the loan shall equal the amount appropriated by the Legislature for this purpose. The plan shall provide for a governance structure that assures the department the ability to oversee the operation of the community-based care risk pool at least until this loan is repaid in full.~~

(a) The purposes for which the community-based care risk pool shall be used include, but are not limited to:

1. Significant changes in the number or composition of clients eligible to receive services.
2. Significant changes in the services that are eligible for reimbursement.
3. Scheduled or unanticipated, but necessary, advances to providers or other cash-flow issues.
4. Proposals to participate in optional Medicaid services or other federal grant opportunities.
5. Appropriate incentive structures.
6. Continuity of care in the event of failure, discontinuance of service, or financial misconduct by a lead agency.
7. Payment for time-limited technical assistance and consultation to lead agencies in the event of serious performance or management problems.
8. Payment for meeting all traditional and nontraditional insurance needs of eligible members.
9. Significant changes in the mix of available funds.

(b) After approval of the plan in the 2004-2005 fiscal year and annually thereafter, the department may also request in its annual legislative budget request, and the Governor may recommend, that the funding necessary to carry out paragraph (a) be appropriated to the department. ~~Subsequent funding of the community-based care risk pool shall be supported by premiums assessed to members of the community-based care risk pool on a recurring basis. The community-based care risk pool may invest and retain interest earned on these funds. In addition, the department may transfer funds to the community-based care risk pool as available in order to ensure an adequate funding level if the fund is declared to be insolvent and approval is granted by the Legislative Budget Commission. Such payments for insolvency shall be made only after a determination is made by the department or its actuary that all participants in the community-based care risk pool are current in their payments of premiums and that assessments have been made at an actuarially sound level. Such payments by participants in the community-based care risk pool may not exceed reasonable industry standards, as determined by the actuary. Money from this fund may be used to match available federal dollars. Dividends or other payments, with the exception of legitimate claims, may not be paid to members of the community-based care risk pool until the loan issued by the department is repaid in full. Dividends or other payments, with the exception of legitimate claims and other purposes contained in the approved plan, may not be paid to members of the community-based care risk pool unless, at the time of distribution, the community-based care risk pool is deemed actuarially sound and solvent.~~

~~Solvency shall be determined by an independent actuary contracted by the department. The plan shall be developed in consultation with the Office of Insurance Regulation.~~

1. Such funds shall constitute partial security for contract performance by lead agencies and shall be used to offset the need for a performance bond. ~~Subject to the approval of the plan, the community-based care risk pool shall be managed by the Florida Coalition for Children, Inc., or the designated contractors of the Florida Coalition for Children, Inc. Nonmembers of the community-based care risk pool may continue to contract with the department but must provide a letter of credit equal to one twelfth of the annual contract amount in lieu of membership in the community-based care risk pool.~~

2. The department may separately require a bond to mitigate the financial consequences of potential acts of malfeasance, misfeasance, or criminal violations by the provider.

(c) The department may issue an interest-free loan to the Florida Coalition for Children, Inc., for the purpose of creating a self-insurance program. Such loan shall be secured by the cumulative contractual revenue of the community-based care lead agencies participating in the self-insurance program. The amount of the loan shall be in an amount equal to the amount appropriated by the Legislature for this purpose.

Section 5. This act shall take effect July 1, 2006.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to funding for social services; amending s. 394.457, F.S.; deleting provisions authorizing a reimbursement rate of 100 percent by the Department of Children and Family Services for certain services provided under the Baker Act; amending s. 394.908, F.S.; revising the methodology for distributing funds for certain substance abuse and mental health services; repealing s. 402.33(10), F.S., relating to provisions authorizing the use of certain excess funds for nonrecurring expenditures incurred in providing direct client services and for certain administrative costs; amending s. 409.1671, F.S.; revising provisions requiring that a statewide risk pool be established for community-based providers, their subcontractors, and providers of other social services who contract with the Department of Children and Family Services; requiring that the department develop a plan, in consultation with the Florida Coalition for Children, Inc., regarding the long-term use and structure of the risk pool; deleting certain restrictions governing payments for insolvency; authorizing the department to issue an interest-free loan to the Florida Coalition for Children, Inc.; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5011 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5013, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peadar, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5013**—A bill to be entitled An act relating to client services fee collections; amending s. 402.33, F.S.; eliminating certain authority of the Department of Children and Family Services and the Department of Health to use fee collections in excess of fee-supported appropriations for certain purposes; providing an effective date.

(Amendment Bar Code: 113414)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. Subsection (3) of section 394.457, Florida Statutes, is amended to read:

394.457 Operation and administration.--

(3) **POWER TO CONTRACT.**--The department may contract to provide, and be provided with, services and facilities in order to carry out its responsibilities under this part with the following agencies: public and private hospitals; receiving and treatment facilities; clinics; laboratories; departments, divisions, and other units of state government; the state colleges and universities; the community colleges; private colleges and universities; counties, municipalities, and any other governmental unit, including facilities of the United States Government; and any other public or private entity which provides or needs facilities or services. Baker Act funds for community inpatient, crisis stabilization, short-term residential treatment, and screening services must be allocated to each county pursuant to the department's funding allocation methodology. Notwithstanding the provisions of s. 287.057(5)(f), contracts for community-based Baker Act services for inpatient, crisis stabilization, short-term residential treatment, and screening provided under this part, other than those with other units of government, to be provided for the department must be awarded using competitive sealed bids when the county commission of the county receiving the services makes a request to the department's district office by January 15 of the contracting year. The district shall not enter into a competitively bid contract under this provision if such action will result in increases of state or local expenditures for Baker Act services within the district. Contracts for these Baker Act services using competitive sealed bids will be effective for 3 years. ~~Services contracted for by the department may be reimbursed by the state at a rate up to 100 percent.~~ The department shall adopt rules establishing minimum standards for such contracted services and facilities and shall make periodic audits and inspections to assure that the contracted services are provided and meet the standards of the department.

Section 2. Section 394.908, Florida Statutes, is amended to read:

394.908 Substance abuse and mental health funding equity; distribution of appropriations.--In recognition of the historical inequity ~~among service districts of the former Department of Health and Rehabilitative Services~~ in the funding of substance abuse and mental health services for the districts and region, and in order to rectify this inequity and provide for equitable funding in the future throughout the state, the following funding process shall be used ~~adhered to~~:

(1) Funding thresholds for substance abuse and mental health services in each of the current districts, statewide, shall be established based on the current number of persons in need per district of substance abuse and mental health services, respectively.

(2) "Persons in need" means those persons who fit the profile of the respective target populations and require mental health or substance abuse services.

(3) ~~Seventy-five percent of~~ Any additional funding beyond the 2005-2006 1996-1997 fiscal year base appropriation for alcohol, drug abuse, and mental health services shall be allocated to districts for substance abuse and mental health services based on:

(a) Epidemiological estimates of disabilities that which apply to the respective target populations.

(b) A pro rata share distribution that ensures districts below the statewide average funding level per person in each target population of "persons in need" receive funding necessary to achieve equity.

~~(4) The remaining 25 percent shall be allocated based on the number of persons in need of substance abuse and mental health services per district without regard to current funding levels.~~

~~(4)(5)~~ Target populations for persons in need shall be displayed for each district and distributed concurrently with the approved operating budget. The display by target population shall show: The annual number of persons served based on prior year actual numbers, the annual cost per person served, ~~the number of persons served by service cost center,~~ and the estimated number of the total target population for persons in need.

~~(5)(6)~~ The annual cost per person served shall be defined as the total actual funding for each target population divided by the number of persons served in the target population for that year.

~~(7) Commencing on July 1, 1998, all additional funding pursuant to this section shall be performance based.~~

~~(8) For fiscal year 2004-2005 only, and notwithstanding the provisions of this section, all new funds received in excess of fiscal year 2003-2004 recurring appropriations shall be allocated in accordance with the provisions of the General Appropriations Act; however, no district shall receive an allocation of recurring funds less than its initial approved operating budget, plus any distributions of lump sum appropriations or reductions in unfunded budget, for fiscal year 2003-2004. This subsection expires July 1, 2005.~~

Section 3. Subsection (10) of section 402.33, Florida Statutes, is repealed.

Section 4. Subsection (7) of section 409.1671, Florida Statutes, is amended to read:

409.1671 Foster care and related services; outsourcing.--

~~(7) The Florida Coalition for Children, Inc., in consultation with the department, shall develop a plan, in consultation with the Florida Coalition for Children, Inc., based on an independent actuarial study~~ regarding the long-term use and structure of a statewide community-based care risk pool for the protection of eligible lead community-based providers, their subcontractors, and providers of other social services who contract directly with the department. ~~The plan must also outline strategies to maximize federal earnings as they relate to the community-based care risk pool. At a minimum, the plan must allow for the use of federal earnings received from child welfare programs to be allocated to the community-based care risk pool by the department, which earnings are determined by the department to be in excess of the amount appropriated in the General Appropriations Act. The plan must specify the necessary steps to ensure the financial integrity and industry standard risk management practices of the community-based care risk pool and the continued availability of funding from federal, state, and local sources. The plan must also include recommendations that permit the program to be available to entities of the department providing child welfare services until full conversion to community-based care takes place.~~ The final plan shall be submitted to ~~the department and then to the Executive Office of the Governor and the Legislative Budget Commission for formal adoption before January 1, 2005.~~ Upon approval of the plan, ~~the department may expend funds from the risk pool pursuant to the provisions of the plan, by all parties, the department shall issue an interest free loan that is secured by the cumulative contractual revenue of the community-based care risk pool membership, and the amount of the loan shall equal the amount appropriated by the Legislature for this purpose. The plan shall provide for a governance structure that assures the department the ability to oversee the operation of the community-based care risk pool at least until this loan is repaid in full.~~

(a) The purposes for which the community-based care risk pool shall be used include, but are not limited to:

1. Significant changes in the number or composition of clients eligible to receive services.

2. Significant changes in the services that are eligible for reimbursement.

3. Scheduled or unanticipated, but necessary, advances to providers or other cash-flow issues.

4. Proposals to participate in optional Medicaid services or other federal grant opportunities.

5. Appropriate incentive structures.

6. Continuity of care in the event of failure, discontinuance of service, or financial misconduct by a lead agency.

7. Payment for time-limited technical assistance and consultation to lead agencies in the event of serious performance or management problems.

8. Payment for meeting all traditional and nontraditional insurance needs of eligible members.

9. Significant changes in the mix of available funds.

(b) After approval of the plan in the 2004-2005 fiscal year and annually thereafter, the department may also request in its annual legislative budget request, and the Governor may recommend, that the funding necessary to carry out paragraph (a) be appropriated to the department. ~~Subsequent funding of the community-based care risk pool shall be supported by premiums assessed to members of the community-based care risk pool on a recurring basis. The community-based care risk pool may invest and retain interest earned on these funds. In addition, the department may transfer funds to the community-based care risk pool as available in order to ensure an adequate funding level if the fund is declared to be insolvent and approval is granted by the Legislative Budget Commission. Such payments for insolvency shall be made only after a determination is made by the department or its actuary that all participants in the community-based care risk pool are current in their payments of premiums and that assessments have been made at an actuarially sound level. Such payments by participants in the community-based care risk pool may not exceed reasonable industry standards, as determined by the actuary. Money from this fund may be used to match available federal dollars. Dividends or other payments, with the exception of legitimate claims, may not be paid to members of the community-based care risk pool until the loan issued by the department is repaid in full. Dividends or other payments, with the exception of legitimate claims and other purposes contained in the approved plan, may not be paid to members of the community-based care risk pool unless, at the time of distribution, the community-based care risk pool is deemed actuarially sound and solvent. Solvency shall be determined by an independent actuary contracted by the department. The plan shall be developed in consultation with the Office of Insurance Regulation.~~

1. Such funds shall constitute partial security for contract performance by lead agencies and shall be used to offset the need for a performance bond. ~~Subject to the approval of the plan, the community-based care risk pool shall be managed by the Florida Coalition for Children, Inc., or the designated contractors of the Florida Coalition for Children, Inc. Nonmembers of the community-based care risk pool may continue to contract with the department but must provide a letter of credit equal to one-twelfth of the annual contract amount in lieu of membership in the community-based care risk pool.~~

2. The department may separately require a bond to mitigate the financial consequences of potential acts of malfeasance, misfeasance, or criminal violations by the provider.

(c) The department may issue an interest-free loan to the Florida Coalition for Children, Inc., for the purpose of creating a self-insurance program. Such loan shall be secured by the cumulative contractual revenue of the community-based care lead agencies participating in the self-insurance program. The amount of the loan shall be in an amount equal to the amount appropriated by the Legislature for this purpose.

Section 5. This act shall take effect July 1, 2006.

And the title is amended as follows:

Delete everything before the enacting clause and insert:

A bill to be entitled

An act relating to funding for social services; amending s. 394.457, F.S.; deleting provisions authorizing a reimbursement rate of 100 percent by the Department of Children and Family Services for certain services provided under the Baker Act; amending s. 394.908, F.S.; revising the methodology for distributing funds for certain substance abuse and mental health services; repealing s. 402.33(10), F.S., relating to provisions authorizing the use of certain excess funds for nonrecurring expenditures incurred in providing direct client services and for certain administrative costs; amending s. 409.1671, F.S.; revising provisions requiring that a statewide risk pool be

established for community-based providers, their subcontractors, and providers of other social services who contract with the Department of Children and Family Services; requiring that the department develop a plan, in consultation with the Florida Coalition for Children, Inc., regarding the long-term use and structure of the risk pool; deleting certain restrictions governing payments for insolvency; authorizing the department to issue an interest-free loan to the Florida Coalition for Children, Inc.; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5013 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5017, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5017**—A bill to be entitled An act relating to corrections; amending s. 20.315, F.S.; abolishing the Florida Corrections Commission; conforms cross-references; amending s. 784.078, F.S.; conforming a cross-reference; amending s. 921.187, F.S.; deleting a provision authorizing probation and restitution centers as a sentencing option; amending s. 944.026, F.S.; deleting the Department of Corrections' responsibilities and authority regarding probation and restitution centers; deleting the department's responsibilities and authority regarding pretrial intervention; amending s. 944.8041, F.S.; requiring the Department of Corrections, in lieu of the commission, to submit an annual report on certain elderly offenders; amending s. 945.025, F.S.; revising the jurisdiction of the Department of Corrections; repealing s. 947.01, F.S., relating to the creation of the Parole Commission; repealing s. 947.022, F.S., relating to terms of members of the Parole Commission; amending s. 948.03, F.S.; deleting a provision authorizing probation and restitution centers as an option for incarceration as a condition of probation; amending s. 948.035, F.S.; deleting a provision authorizing probation and restitution centers as an option for court-ordered residential treatment; amending s. 948.08, F.S.; authorizing counties to supervise pretrial intervention offenders; authorizing counties to contract for certain services and facilities; amending s. 948.09, F.S.; removing supervision costs payment requirement for pretrial intervention; conforms cross-references; amending s. 948.101, F.S.; deleting a provision authorizing probation and restitution centers as an option for incarceration as a condition of community control; amending s. 948.51, F.S.; deleting the authority of the department to contract with a county for probation and restitution centers; amending s. 951.231, F.S.; deleting the authority of the department to contract to house county prisoners and revising the conditions for a local government to provide county residential probation facilities; amending s. 957.04, F.S.; requiring the Department of Management Services, in lieu of the commission, to consider proposed waivers of rules, policies, and procedures of the Department of Corrections for contractors of private correctional facilities; providing that contracts for private correctional facilities may be for an extended period under certain circumstances; providing notification requirements if a decision is made to enter into a contract for an extended period; amending s. 957.07, F.S.; revising the membership of the Prison Per-Diem Workgroup; revising

meeting requirements of the workgroup; revising information to be included in the consensus per diem rates developed by the workgroup; revising use of the per diem rates developed by the workgroup; eliminating a provision that s. 957.07(5), F.S., supersedes certain proviso language in the Conference Report on CS for SB 2-C, ch. 2001-367, Laws of Florida; amending s. 958.04, F.S.; deleting a provision authorizing probation and restitution centers as an option for judicial disposition for incarceration of youthful offenders as a condition of probation or community control; amending ss. 20.32, 23.21, 112.011, 186.005, 255.502, 322.16, 394.926, 394.927, 775.089, 775.16, 784.07, 784.078, 843.01, 843.02, 843.08, 893.11, 921.001, 921.16, 921.20, 921.21, 921.22, 940.03, 940.05, 941.23, 943.0311, 943.06, 944.012, 944.02, 944.024, 944.23, 944.291, 944.4731, 945.091, 945.10, 945.47, 945.73, 947.002, 947.005, 947.02, 947.021, 947.1405, 947.141, 947.146, 947.181, 947.185, 947.22, 948.10, 949.05, 957.06, 958.045, 960.001, 960.17, 985.04, and 985.05, F.S.; abolishing the Parole Commission; providing for the creation of regional parole boards; providing for membership, powers, and duties of such boards; providing for assignment of inmates to boards; conforming provisions; transferring support for the Governor and Cabinet acting in their capacity as the Executive Board of Clemency from the Parole Commission to the Executive Office of the Governor; providing a directive to the Division of Statutory Revision; providing effective dates.

(Amendment Bar Code: 241744)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. The Legislature intends to revise laws relating to corrections.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to corrections; expressing the legislative intent to revise laws relating to corrections; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5017 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5019, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5019**—A bill to be entitled An act relating to juvenile justice; providing a short title; amending s. 39.01, F.S.; including specified law enforcement officers in the definition of "other person responsible for a child's welfare" for purposes of abuse investigations; amending s. 985.207, F.S.; permitting a law enforcement officer to take a child into custody for a

violation of adjudication order conditions; amending s. 985.215, F.S.; permitting specified types of postadjudication detention for a child who has previously failed to appear at delinquency court proceedings regardless of risk assessment instrument results; providing exceptions that permit postadjudication detention until the child's disposition order is entered in his or her case; conforming cross-references; amending s. 985.2155, F.S.; revising the definition of the term "fiscally constrained county" for purposes of determining state payment of costs of juvenile detention care; amending s. 985.228, F.S.; requiring the court to include specified conditions in a child's order of adjudication of delinquency that apply during the postadjudication and predisposition period; providing a definition; permitting a court to find a child in contempt of court for a violation of adjudication order conditions; providing sanctions; amending s. 985.231, F.S.; conforming cross-references; repealing s. 985.309, F.S., relating to boot camps for children; creating s. 985.3091, F.S.; authorizing the department to contract for sheriff's training and respect programs; providing eligibility requirements for children placed in the programs; specifying required program offerings; specifying program participation time frames; requiring the department to adopt rules and maintain specified records; providing for quarterly evaluations of and contract cancellation under specified circumstances; specifying staff training requirements; requiring the department to adopt training rules; prohibiting the provision of direct care to children by staff who have not complied with training requirements; prohibiting the operation of a program until department rules are adopted and the department has verified program compliance with applicable law and rules; authorizing emergency rules to expedite implementation; amending s. 985.311, F.S.; requiring the establishment of minimum thresholds for evaluations; conforming cross-references; creating s. 985.4055, F.S.; providing definitions; requiring the department to adopt rules establishing a protective action response policy; specifying when verbal and physical intervention techniques may be used; specifying prohibited uses of mechanical restraints; prohibiting use of aerosol and chemical agents; requiring the department to adopt rules establishing protection action response training curriculums and certification procedures; requiring department and provider employees to be certified in protective action response prior to exercising direct care; creating s. 985.4056, F.S.; creating the Juvenile Justice Accountability Commission; providing for membership; providing definitions; providing for meetings and voting requirements; providing for an executive director and staff; providing for commission's budget; providing for reimbursement of per diem and travel expenses; requiring the commission to contract for a comprehensive evaluation and accountability system for juvenile justice programs; providing requirements for the system; requiring a report by the system provider; specifying commission duties; requiring a report by the commission; providing for termination of juvenile justice programs in specified circumstances; requiring the commission to adopt rules; amending s. 985.412, F.S.; deleting department's authority to establish a comprehensive quality assurance system; providing conforming changes; deleting obsolete provisions relating to incentive and disincentive proposals and liquidated damages; amending ss. 958.046, 985.31, and 985.314, F.S.; conforming cross-references and terminology; creating the cost of supervision and care waiver pilot program in the Ninth Judicial Circuit; requiring waiver of fees imposed under s. 985.2311, F.S., for successful completion of specified parenting classes; providing conditions applicable to such waiver; providing for review of the pilot program and reports by the Office of Program Policy and Government Accountability; requiring the Juvenile Justice Accountability Commission to contract for the provision of parenting classes; providing for future repeal; providing for a type two transfer of powers, duties, resources, and personnel relating to specified department responsibilities to the Juvenile Justice Accountability Commission; providing an effective date.

(Amendment Bar Code: 422446)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. The Legislature intends to revise laws relating to juvenile justice.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to juvenile justice; expressing the legislative intent to revise laws relating to juvenile justice; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5019 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5021, with amendments, and requests the concurrence of the House.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5021**—A bill to be entitled An act relating to sexually violent predators; amending s. 394.916, F.S.; providing that a trial in a proceeding to commit a sexually violent predator may be continued once if specified conditions are met; providing that no additional continuances may be granted unless a court finds that a manifest injustice would occur; providing for a determination of competency to proceed in such a commitment trial; providing for placement of incompetent persons in secure forensic mental health facilities until competence is restored; creating s. 394.9171, F.S.; providing for committed sexually violent predators to petition for transfer to commitment to secure forensic mental health facilities; provides that such a transfer is the equivalent of an involuntary inpatient placement under a specified provision; creating s. 394.932, F.S.; requiring the Justice Administrative Commission to maintain a registry of mental health and other experts; providing for advertising of the registry; requiring the commission to advise registry users that it is their responsibility to verify a listed person's qualifications; providing for electronic publication; providing an effective date.

(Amendment Bar Code: 802974)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. The Legislature intends to revise laws relating to sexually violent predators.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to sexually violent predators; expressing the legislative intent to revise laws relating to sexually violent predators; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5021 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 5023, with amendment, and requests the concurrence of the House, and in the event the House refuses to concur, the Senate requests that a conference committee be appointed.

The President has appointed the following Senators as conferees on the part of the Senate: Senator Carlton, Chair; Senators Villalobos (At-Large), and Miller (At-Large); Education: Alexander, Chair; Bullard, Constantine, King, Klein, Lynn, Miller, Wise; General Government: Clary, Chair; Baker, Garcia, Lawson, Siplin; Health and Human Services: Saunders, Chair; Bennett, Dawson, Jones, Peaden, Pruitt, Rich, Wilson; Justice: Crist, Chair; Argenziano, Aronberg, Smith, Villalobos; Transportation and Economic Development: Fasano, Chair; Dockery, Hill, Margolis, Sebesta, and Webster.

*Faye W. Blanton, Secretary*

**HB 5023**—A bill to be entitled An act relating to employee benefits; providing for the resolution of certain collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing an effective date.

(Amendment Bar Code: 562462)

**Senate Amendment 1 (with title amendment)**—Delete everything after the enacting clause

and insert:

Section 1. All economic collective bargaining issues at impasse for the 2006-2007 fiscal year between the State of Florida and the legal representatives of the certified bargaining units for state employees shall be resolved pursuant to the instructions provided in Senate Bill 2700 (2006 Regular Session) and the relevant provisions of any legislation enacted to implement Senate Bill 2700.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause

and insert:

A bill to be entitled

An act relating to employee benefits; providing for the resolution of certain collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing an effective date.

On motion by Rep. Goodlette, the House refused to concur in Senate Amendment 1 to HB 5023 and acceded to the request of the Senate to appoint a conference committee.

The action was immediately certified to the Senate.

### Conference Committee Appointed

Under Rule 7.25(a), the Speaker advised that he had appointed the following members as managers on the part of the House on the general appropriations bill HB 5001 and related legislation (HB 5003, HB 5005, HB 5007, HB 5009, HB 5011, HB 5013, HB 5017, HB 5019, HB 5021, and HB 5023): At Large—Rep. Negron (Chair), Rep. Mahon (Vice Chair), and Reps.



Gardiner, Waters, Goodlette, Rubio, Bowen, Brummer, Simmons, Greenstein, Jennings, Seiler, Ryan, and Sansom; Agriculture & Environment—Rep. Mayfield (Chair), and Reps. Brown, Littlefield, Hays, Poppell, Machek, Stansel, Kendrick (Alternate), Williams, and Evers; Education—Rep. Pickens (Chair), and Reps. Rivera, Attkisson, Baxley, Flores, Altman, Arza, Stargel, Vana, Bendross-Mindingall, Richardson, Justice (Alternate), Patterson, Coley, and Mealor; Health Care—Rep. Bean (Chair), and Reps. Benson, Cannon, Farkas, Galvano, Garcia, Murzin, Gannon, Sobel, Grimsley (Alternate), Roberson (Alternate), Grant, and Hukill; Criminal Justice—Rep. Barreiro (Chair), and Reps. Adams, Ambler, Needelman, Joyner, and Porth; Judiciary—Rep. Kottkamp (Chair), and Reps. Ross (Alternate), Planas, Gelber, and Zapata; State Administration—Rep. Berfield (Chair), and Reps. Carroll, Kreegel, Reagan, Lopez-Cantera (Alternate), A. Gibson (Alternate), Taylor, and Holloway; Transportation & Economic Development—Rep. D. Davis (Chair), and Reps. M. Davis, Kravitz, Llorente, Traviesa, Ausley, Cusack, McInvale (Alternate), and Bogdanoff.

### Motion to Adjourn

Rep. Rubio moved that the House adjourn for the purpose of receiving reports, holding council and committee meetings, and conducting other House business, to reconvene at 9:00 a.m., Thursday, April 20, or upon call of the Chair. The motion was agreed to.

### Messages from the Senate

#### First Reading by Publication

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed CS for SB 746, as amended, and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By the Committee on Judiciary and Senators Wise, Haridopolos, Dockery, Alexander and others—

**CS for SB 746**—A bill to be entitled An act relating to certificates of birth and death; creating "Katherine's Law"; amending s. 382.002, F.S.; providing definitions; amending s. 382.008, F.S.; authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to receive electronically the certificate of death or fetal death which is required to be filed with the local registrar; creating s. 382.0085, F.S.; requiring the Department of Health to issue a certificate of birth resulting in stillbirth upon request of specified parent; requiring that the person required to file the fetal death certificate advise a parent of a stillborn child about the availability of a certificate of birth resulting in stillbirth; requiring that the person required to file the fetal death certificate inform a parent of a stillborn child that copies of the birth certificate resulting in stillbirth may be available as a public record; requiring the use of a form prescribed by the Department of Health and the provision of specified information to request a certificate of birth resulting in stillbirth; providing requirements for the certificate of birth resulting in stillbirth; designating the certificate of birth resulting in stillbirth as a public record; authorizing a parent to request a certificate of birth resulting in stillbirth without regard to the date on which the certificate of fetal death was issued; designating the refusal to issue a certificate of birth resulting in stillbirth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of birth resulting in stillbirth to calculate live birth statistics; prohibiting provisions from being used in certain civil actions; authorizing rulemaking by the Department of Health for the certificate of birth resulting in stillbirth; amending s. 382.013, F.S.; authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to receive electronically the birth certificate for each live birth that is required to be filed with the local registrar; amending s. 382.0255, F.S.; authorizing the Department of Health to collect fees for a certificate of birth resulting in stillbirth; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1328 and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By the Committees on Commerce and Consumer Services, Criminal Justice and Senator Crist—

**CS for CS for SB 1328**—A bill to be entitled An act relating to the unlawful taking of personal property or equipment; amending s. 812.014, F.S.; providing that the theft of property that has been deployed by a law enforcement officer is grand theft in the first degree; providing criminal penalties; creating s. 812.0147, F.S.; providing that it is a second-degree felony to possess or use a fifth wheel to commit or attempt to commit theft; providing criminal penalties; amending s. 812.155, F.S.; deleting the requirement to prove fraudulent intent in prosecutions related to the theft of personal property or equipment; providing that failure to return rental property within a specified time is evidence of abandonment or refusal to redeliver the property; deleting a provision that certain actions constitute prima facie evidence of fraudulent intent; deleting a provision specifying that the prohibition against obtaining personal property or equipment with intent to defraud does not apply to a rental-purchase agreement unless the rental store retains title to the property or equipment throughout the period of the rental-purchase agreement; amending s. 921.0022, F.S.; classifying the offense of stealing property deployed by a law enforcement officer under the offense severity ranking chart of the Criminal Punishment Code; reenacting s. 985.227(1)(a), F.S., relating to prosecution of juveniles as adults, in order to incorporate the amendment to s. 812.014, F.S., in a reference thereto; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 1408, as amended, and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By the Committee on Health Care—

**SB 1408**—A bill to be entitled An act relating to medical records; amending s. 456.057, F.S.; providing definitions; requiring a health care practitioner's employer who is a records owner and a records custodian to comply with specified requirements for confidentiality and disclosure; amending s. 456.42, F.S.; providing requirements for prescriptions of medicinal drugs by health care practitioners which are electronically generated or transmitted; creating s. 456.43, F.S.; regulating electronic prescribing for medicinal drugs; providing restrictions for electronic prescribing software; providing definitions; authorizing electronic prescribing software to show information regarding a payor's formulary under certain circumstances; amending s. 465.025, F.S.; specifying requirements for a prescriber to prevent generic substitution of brand name drugs when a prescription is electronically transmitted or generated; amending s. 381.028, F.S.; conforming a cross-reference; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

### Votes After Roll Call

[Date(s) of Vote(s) and Sequence Number(s)]

Rep. Brummer:

Nays—April 6: 727

Rep. Bullard:

Yeas—April 6: 718

Rep. Homan:

Yeas—April 5: 700

Nays—April 6: 732

Yeas to Nays—April 6: 732

Nays to Yeas—April 6: 732

Rep. Kottkamp:

Yeas—April 18: 749, 757

Rep. Pickens:

Yeas—April 18: 754

Rep. Rubio:

Yeas—April 18: 753

### Cosponsors

HB 3—Homan

HB 21—Bendross-Mindingall

HB 45—Bilirakis

HB 47—Brandenburg, Hays, Hukill, Joyner, Legg, Sands

HB 61—Homan

HB 87—Fields

HB 113—Hasner, Richardson, Roberson

HB 125—Hays

HB 141—Bilirakis

HB 143—Bullard, Galvano

HB 221—Meadows

HB 227—Ambler, Sobel

HB 229—Domino

HB 245—Bullard

HB 291—Stargel

HB 325—Joyner

HB 461—Glorioso, Gottlieb

HB 487—Zapata

HB 535—Mahon

HB 573—Allen, Berfield, Glorioso, Gottlieb, Stargel

HJR 631—Allen, Brummer, Glorioso, Hukill, Legg, Porth, Sobel

HB 705—Williams

HB 753—Roberson, Zapata

HB 791—Sansom

HB 955—Sobel

HB 1003—Homan

HB 1007—Sobel

HB 1027—Allen, Domino, Richardson

HB 1061—Homan

HB 1153—Allen, Ambler

HB 1249—Needelman

HB 1283—Benson

HB 1349—Seiler

HB 1369—Murzin

HB 1415—Bullard

HB 1589—Gottlieb, Porth

HB 5011—Carroll

HB 7065—Benson

HB 7107—Gelber

HB 7121—Sobel

HB 7127—Allen, Brummer, Farkas, Homan, Hukill, Richardson, Sobel, Stargel

HB 7145—Zapata

HB 7147—Zapata

HB 7215—Kendrick

HR 9033—Culp, Traviesa

HR 9041—Traviesa

HR 9047—Flores, Garcia, Henriquez, Llorente, Lopez-Cantera, Planas, Quinones, Robaina, Traviesa, Zapata

HR 9059—Zapata

### Introduction and Reference

By Representative H. Gibson—

**HR 9105**—A resolution recognizing April 16-22, 2006, as "Alzheimer's Disease Initiative Week" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Joyner—

**HR 9107**—A resolution honoring the legacy of Coretta Scott King.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Flores—

**HR 9109**—A resolution designating the month of January 2007 as "Cervical Cancer Awareness Month" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Smith—

**HR 9111**—A resolution honoring Alpha Phi Alpha Fraternity, Inc.

First reading by publication (Art. III, s. 7, Florida Constitution).

## House Resolutions Adopted by Publication

At the request of Rep. Joyner—

**HR 9057**—A resolution of condolence to the victims of lynching in this state and their descendants and commendation to the United States Senate for passing Resolution 39, which apologized for its failure to pass anti-lynching legislation.

WHEREAS, the crime of lynching succeeded slavery as the ultimate expression of racism in the United States following Reconstruction, and

WHEREAS, lynching was a widely acknowledged practice in the United States until the middle of the 20th century, occurring in documented incidents in all but four states, and

WHEREAS, at least 4,742 people, predominately African Americans, were reported as being lynched in the United States between 1882 and 1968, and

WHEREAS, at least 280 people, predominately African Americans, were reported as being lynched in Florida between 1882 and 1968, and

WHEREAS, the recent publication of "Without Sanctuary: Lynching Photography in America" has helped to bring greater awareness and proper recognition to the victims of lynching, and

WHEREAS, it is only by coming to terms with history that the United States can effectively champion human rights abroad, and

WHEREAS, in 2005, the United States Senate passed Senate Resolution 39, which apologized to the victims of lynching for the failure of the United States Senate to enact anti-lynching legislation, expressed its sympathies and regrets to the descendants of lynching victims, and remembered the history of lynching to ensure that the tragedies surrounding those crimes will neither be forgotten nor repeated, and

WHEREAS, the United States Senate stated that an apology offered in the spirit of true repentance will move the nation toward reconciliation and will become central to a new understanding on which improved racial relations can be forged, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Florida House of Representatives expresses its deepest sympathies and most solemn condolences to the victims of lynching in this state and their descendants while commending the Senate of the United States for passing Resolution 39, in which it apologized to all the victims of lynching in the United States for its failure to enact anti-lynching legislation that might have preserved the lives, liberties, and constitutional rights of the victims and prevented such tragedies from occurring in this and other states.

—was read and adopted by publication pursuant to Rule 10.16.

At the request of Rep. Jordan—

**HR 9099**—A resolution honoring the Filipino veterans of the United States Armed Forces of World War II.

WHEREAS, in 1934, the United States Congress passed the Philippine Independence Act, which created the Commonwealth Army of the Philippines, required all citizens of the Philippines to pledge allegiance to the United States until their independence, and authorized the President of the

United States to place the Commonwealth Army under the command of the United States Army, and

WHEREAS, on July 26, 1941, President Franklin D. Roosevelt placed the Commonwealth Army of the Philippines under the command of General Douglas MacArthur, thereby forming the United States Army Forces in the Far East, and

WHEREAS, an estimated 200,000 Filipinos from the Commonwealth Army, Philippine Scouts, and other anti-Japanese guerrilla units served with surpassing honor and sacrifice in the United States Armed Forces fighting against the Japanese alongside their American comrades and dying with them to liberate their nation and guarantee a United States victory in the Philippines, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives wishes to recognize, honor, and thank the Filipino veterans of the United States Armed Forces of World War II, both living and dead, for the sacrifices they made in defense of freedom in that war.

—was read and adopted by publication pursuant to Rule 10.16.

At the request of Rep. Joyner—

**HR 9103**—A resolution honoring the memory of Charles Sampson Bing, Sr.

WHEREAS, Charles Sampson Bing, Sr., associate director of bands for Florida Agricultural and Mechanical University at the time of his death on June 26, 2005, joined the faculty of the university's music department in 1960 and thereafter devoted his outstanding musical and teaching talents to the institution, and

WHEREAS, Charles Bing received a bachelor's degree in music education from FAMU, earned a master's degree in music education from Indiana University, and did further study at the University of Illinois, all the while garnering honors such as the "Outstanding Bandsman Award," which he received in each of his sophomore, junior, and senior years as an undergraduate student at FAMU, and

WHEREAS, affectionately referred to as "Prof. Bing" by both students and faculty of the university, Charles Bing was known for his exceptional musical ability, his attention to detail, and his insistence on perfection, both musically and academically; respected for his dignity, humility, and extraordinary work ethic; and loved for his compassionate interest in those with whom he came in contact, and

WHEREAS, Professor Bing served in numerous capacities during his tenure at the university, but he was most noted for directing the Marching and Symphonic Bands and the ROTC and University Pop Bands and was unsurpassed in his skills in formulating, and demanding perfection in the rendition of, the Marching 100's precise formations, and

WHEREAS, Charles Bing, during his distinguished career, was the recipient of countless awards; was named FAMU Teacher of the Year in 1993; and was one of the first recipients of the State of Florida Teacher Incentive Program Award; but by far his most cherished honor was the Charles S. Bing Scholarship for Outstanding Musicianship established at FAMU in 2004, and

WHEREAS, although proudly claimed by FAMU as its very own, Professor Bing belonged to the music world of the entire southern United States, where he served as a guest conductor on numerous occasions, as adjudicator and clinician for many competitions, and as guest trombonist and consultant throughout the area, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the late Charles Sampson Bing, Sr., Florida Agricultural and Mechanical University's associate director of bands and beloved "Prof. Bing," is hereby honored and remembered with genuine warmth and utmost pride and respect.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mrs. Betty Bing, widow of the late Charles S. Bing, Sr., as a tangible token of the sentiments expressed herein.

—was read and adopted by publication pursuant to Rule 10.16.

## Reports of Councils and Standing Committees

### Received April 18:

The Education Appropriations Committee reported the following favorably:

HB 119 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Education Council, subject to review under Rule 6.3.

The Education Appropriations Committee reported the following favorably:

HB 665

The above bill was transmitted to the next council or committee of reference, the Education Council.

The Justice Council reported the following favorably:

HB 839

The above bill was placed on the Calendar of the House.

The State Administration Appropriations Committee reported the following favorably:

HB 957 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Justice Council, subject to review under Rule 6.3.

The State Infrastructure Council reported the following favorably:

HB 989

The above bill was placed on the Calendar of the House.

The Commerce Council reported the following favorably:

HB 1009 with council substitute

The above bill was placed on the Calendar of the House, subject to review under Rule 6.3.

The State Administration Appropriations Committee reported the following favorably:

HB 1271 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Justice Council, subject to review under Rule 6.3.

The Agriculture & Environment Appropriations Committee reported the following favorably:

HB 1347 with committee substitute

The above bill was transmitted to the next council or committee of reference, the State Resources Council, subject to review under Rule 6.3.

The Governmental Operations Committee reported the following favorably:

HB 1369 with committee substitute

The above bill was transmitted to the next council or committee of reference, the State Administration Council, subject to review under Rule 6.3.

The Justice Council reported the following favorably:

HJR 7037

The above bill was placed on the Calendar of the House.

The Justice Council reported the following favorably:  
HB 7135

The above bill was placed on the Calendar of the House.

The Justice Council reported the following favorably:  
HB 7137

The above bill was placed on the Calendar of the House.

The Justice Council reported the following favorably:  
HB 7201

The above bill was placed on the Calendar of the House.

### Received April 19:

The Finance & Tax Committee reported the following favorably:  
HB 357 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Agriculture & Environment Appropriations Committee, subject to review under Rule 6.3.

The Health & Families Council reported the following favorably:  
HB 371 with council substitute

The above bill was placed on the Calendar of the House, subject to review under Rule 6.3.

The Education Council reported the following favorably:  
HB 403

The above bill was placed on the Calendar of the House.

The Education Council reported the following favorably:  
HB 513

The above bill was placed on the Calendar of the House.

The Business Regulation Committee reported the following favorably:  
HB 647 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Judiciary Committee, subject to review under Rule 6.3.

The Education Council reported the following favorably:  
HB 679

The above bill was placed on the Calendar of the House.

The State Resources Council reported the following favorably:  
HB 743

The above bill was placed on the Calendar of the House.

The State Resources Council reported the following favorably:  
HB 1063

The above bill was placed on the Calendar of the House.

The Education Council reported the following favorably:  
HB 1065

The above bill was placed on the Calendar of the House.

The State Administration Appropriations Committee reported the following favorably:  
HB 1109 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Commerce Council, subject to review under Rule 6.3.

The Governmental Operations Committee reported the following favorably:  
HB 1117 with committee substitute

The above bill was transmitted to the next council or committee of reference, the State Infrastructure Council, subject to review under Rule 6.3.

The Fiscal Council reported the following favorably:  
HB 1123 with council substitute

The above bill was transmitted to the next council or committee of reference, the State Administration Council, subject to review under Rule 6.3.

The Finance & Tax Committee reported the following favorably:  
HB 1297 with committee substitute

The above bill was placed on the Calendar of the House, subject to review under Rule 6.3.

The Education Council reported the following favorably:  
HB 1419

The above bill was placed on the Calendar of the House.

The State Resources Council reported the following favorably:

HB 1533

The above bill was placed on the Calendar of the House.

The State Infrastructure Council reported the following favorably:  
HB 7031 with council substitute

The above bill was placed on the Calendar of the House, subject to review under Rule 6.3.

The Commerce Council reported the following favorably:  
HB 7153 with council substitute

The above bill was placed on the Calendar of the House, subject to review under Rule 6.3.

The Transportation & Economic Development Appropriations Committee reported the following favorably:  
HB 7167 with committee substitute

The above bill was transmitted to the next council or committee of reference, the State Infrastructure Council, subject to review under Rule 6.3.

### **Adjourned**

Pursuant to the motion previously agreed to, the House adjourned at 2:36 p.m., to reconvene at 9:00 a.m., Thursday, April 20, or upon call of the Chair.